
Vol. 134] Jammu, Thu., the 24th March, 2022/3rd Chai., 1944. [No. 52

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It is hereby notified that vide High Court Order dated 13-12-2021 Mr. Maqsood Ahmed S/o Mohd Bashir R/o Hari, Ghran Choudhria, Tehsil Surankote, District Poonch has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification,

No. 52] The J&K Official Gazette, the 24th March, 2022/3rd Chai., 1944. 841
subject to the verification of his Provisional/LL.B Degree Certificate
from the concerned University and verification of his character
and antecedents from CID. His name has been entered under Serial
No. JK-874/2021 in the Roll of Advocates maintained by this Registry.

The renewal/extension of provisional licence/enrollment must be
sought before the date of expiry unless the absolute/final enrollment as
an Advocate is ordered therebefore.

By order.

Notification

No. 1516 of 2021/RG Dated 17-12-2021.

It is hereby notified that vide High Court Order dated 13-12-2021
Ms. Mehnaz Tabassum D/o Mohd Arshad Malik R/o Sanat Nagar,
Mohalla L. D. Colony, Goripura, Srinagar A/P Street Walia-Abad,
Sidhra, Jammu has been admitted and enrolled as an Advocate on the
Rolls of Jammu and Kashmir Bar Council provisionally for a period of
one year from the date of issuance of this notification, subject to the
verification of her Provisional/LL.B Degree Certificate from the
concerned University and verification of her character and antecedents
from CID. Her name has been entered under Serial No. JK-875/2021
in the Roll of Advocates maintained by this Registry.

The renewal/extension of provisional licence/enrollment must be
sought before the date of expiry unless the absolute/final enrollment as
an Advocate is ordered therebefore.

By order.

Notification

No. 1517 of 2021/RG Dated 17-12-2021.

It is hereby notified that vide High Court Order dated 13-12-2021
Mr. Mudasir Qadir S/o Gh. Qadir Hajam R/o Surasyar, Hajam Mohalla,
Tehsil Chadoora, District Budgam has been admitted and enrolled as an
Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally

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The renewal/extension of provisional licence/enrollment must be sought before the date of expiry unless the absolute/final enrollment as an Advocate is ordered therebefore.

By order

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Notification

No. 1518 of 2021/RG Dated 17-12-2021

It is hereby notified that vide High Court Order dated 13-12-2021 Mr. Narinder Singh S/o Shanti Parkash R/o Pora Balla, Tehsil Bhalessa Gandoh, District Doda has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of his Provisional/LL.B Degree Certificate from the concerned University and verification of his character and antecedents from CID. His name has been entered under Serial No. JK-877/2021 in the Roll of Advocates maintained by this Registry.

The renewal/extension of provisional licence/enrollment must be sought before the date of expiry unless the absolute/final enrollment as an Advocate is ordered therebefore.

By order

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Notification

No. 1519 of 2021/RG Dated 17-12-2021

It is hereby notified that vide High Court Order dated 13-12-2021 Ms. Neesha Bharti D/o Babu Ram R/o Karwanda, Tehsil Bhalwal, District Jammu has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of

No. 52] The J&K Official Gazette, the 24th March, 2022/3rd Chai., 1944. 843
one year from the date of issuance of this notification, subject to the
verification of her Provisional/LL.B Degree Certificate from the
concerned University and verification of her character and antecedents
from CID. Her name has been entered under Serial No. JK-878/2021
in the Roll of Advocates maintained by this Registry.

The renewal/extension of provisional licence/enrollment must be
sought before the date of expiry unless the absolute/final enrollment as
an Advocate is ordered therebefore.

By order.

Notification

No. 1520 of 2021/RG Dated 17-12-2021.

It is hereby notified that vide High Court Order dated 13-12-2021
Mr. Naseer Ahmad Lone S/o Ghulam Mohammad Lone R/o Arabal,
Shalimar, Tehsil Hazratbal, District Srinagar has been admitted and
enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council
provisionally for a period of one year from the date of issuance of this
notification, subject to the verification of his Provisional/LL.B Degree
Certificate from the concerned University and verification of his
character and antecedents from CID. His name has been entered under
Serial No. JK-879/2021 in the Roll of Advocates maintained by this
Registry.

The renewal/extension of provisional licence/enrollment must be
sought before the date of expiry unless the absolute/final enrollment as
an Advocate is ordered therebefore.

By order.

Notification

No. 1521 of 2021/RG Dated 17-12-2021.

It is hereby notified that vide High Court Order dated 13-12-2021
Ms. Nadiya Reyaz D/o Reyaz Ahmad Wani R/o Kanli Bagh, Baba Reshi
Road, Chinar Bagh, Baramulla has been admitted and enrolled as an

Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of her Provisional/LL.B Degree Certificate from the concerned University and verification of her character and antecedents from CID. Her name has been entered under Serial No. JK-880/2021 in the Roll of Advocates maintained by this Registry.

The renewal/extension of provisional licence/enrollment must be sought before the date of expiry unless the absolute/final enrollment as an Advocate is ordered therebefore.

By order.

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Notification

No. 1522 of 2021/RG Dated 17-12-2021.

It is hereby notified that vide High Court Order dated 13-12-2021 Ms. Nikita Singh D/o D. S. Rathore R/o F-1808, Rathore Street-1, Shastri Nagar, Near Dogra Academy School, Jammu has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of her Provisional/LL.B Degree Certificate from the concerned University and verification of her character and antecedents from CID. Her name has been entered under Serial No. JK-881/2021 in the Roll of Advocates maintained by this Registry.

The renewal/extension of provisional licence/enrollment must be sought before the date of expiry unless the absolute/final enrollment as an Advocate is ordered therebefore.

By order.

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Notification

No. 1523 of 2021/RG Dated 17-12-2021.

It is hereby notified that vide High Court Order dated 13-12-2021 Ms. Nisha Dev D/o Bishan Dass R/o Village Nandpur, P/O Nandpur,

No. 52] The J&K Official Gazette, the 24th March, 2022/3rd Chai., 1944. 845
Tehsil Arnia, District Jammu has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of her Provisional/LL.B Degree Certificate from the concerned University and verification of her character and antecedents from CID. Her name has been entered under Serial No. JK-882/2021 in the Roll of Advocates maintained by this Registry.

The renewal/extension of provisional licence/enrollment must be sought before the date of expiry unless the absolute/final enrollment as an Advocate is ordered therebefore.

By order.

Notification

No. 1525 of 2021/RG Dated 17-12-2021.

It is hereby notified that vide High Court Order dated 13-12-2021 Ms. Neenu Kumari D/o Ramesh Kumar R/o Paryote P/O Khellani, Tehsil and District Doda has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of her Provisional/LL.B Degree Certificate from the concerned University and verification of her character and antecedents from CID. Her name has been entered under Serial No. JK-883/2021 in the Roll of Advocates maintained by this Registry.

The renewal/extension of provisional licence/enrollment must be sought before the date of expiry unless the absolute/final enrollment as an Advocate is ordered therebefore.

By order.

Notification

No. 1526 of 2021/RG Dated 17-12-2021.

It is hereby notified that vide High Court Order dated 13-12-2021 Mr. Nitin Azad S/o Bishan Lal R/o Village Khamb, Tehsil R. S. Pura,

District Jammu has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of his Provisional/LL.B Degree Certificate from the concerned University and verification of his character and antecedents from CID. His name has been entered under Serial No. JK-884/2021 in the Roll of Advocates maintained by this Registry.

The renewal/extension of provisional licence/enrollment must be sought before the date of expiry unless the absolute/final enrollment as an Advocate is ordered therebefore.

By order.

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Notification

No. 1527 of 2021/RG Dated 17-12-2021.

It is hereby notified that vide High Court Order dated 13-12-2021 Ms. Nadiya Jan D/o Abdul Gani Wani R/o Wangund, Qazigund, Tehsil Doru, District Anantnag has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of her Provisional/LL.B Degree Certificate from the concerned University and verification of her character and antecedents from CID. Her name has been entered under Serial No. JK-885/2021 in the Roll of Advocates maintained by this Registry.

The renewal/extension of provisional licence/enrollment must be sought before the date of expiry unless the absolute/final enrollment as an Advocate is ordered therebefore.

By order.

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Notification

No. 1528 of 2021/RG Dated 17-12-2021.

It is hereby notified that vide High Court Order dated 13-12-2021 Ms. Poonam Langer D/o Rajesh Langer R/o H. No. 70/21, Sector 1-A,

No. 52] The J&K Official Gazette, the 24th March, 2022/3rd Chai., 1944. 847
South Extension, Trikuta Nagar, Jammu has been admitted and enrolled
as an Advocate on the Rolls of Jammu and Kashmir Bar Council
provisionally for a period of one year from the date of issuance of this
notification, subject to the verification of her Provisional/LL.B Degree
Certificate from the concerned University and verification of her
character and antecedents from CID. Her name has been entered under
Serial No. JK-886/2021 in the Roll of Advocates maintained by this
Registry.

The renewal/extension of provisional licence/enrollment must be
sought before the date of expiry unless the absolute/final enrollment as
an Advocate is ordered therebefore.

By order.

Notification

No. 1529 of 2021/RG Dated 17-12-2021.

It is hereby notified that vide High Court Order dated 13-12-2021
Mr. Peer Hanan Shafiq Ahmad S/o Peer Shafiq Ahmad R/o Prannbawan,
Mattan, District Anantnag has been admitted and enrolled as an Advocate
on the Rolls of Jammu and Kashmir Bar Council provisionally for a
period of one year from the date of issuance of this notification, subject
to the verification of his Provisional/LL.B Degree Certificate from the
concerned University and verification of his character and antecedents
from CID. His name has been entered under Serial No. JK-887/2021
in the Roll of Advocates maintained by this Registry.

The renewal/extension of provisional licence/enrollment must be
sought before the date of expiry unless the absolute/final enrollment as
an Advocate is ordered therebefore.

By order.

Notification

No. 1530 of 2021/RG Dated 17-12-2021.

It is hereby notified that vide High Court Order dated 13-12-2021
Mr. Parmeet Kumar S/o Prithvi Raj R/o Village Panthan, Tehsil Bhella,

It is hereby notified that vide High Court Order dated 13-12-2021 Mr. Qadeer Ahmed S/o Mir Hussain R/o Bhata Dhurian, Tehsil Mendhar,

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District Poonch has been admitted and enrolled as an Advocate on the
Rolls of Jammu and Kashmir Bar Council provisionally for a period of
one year from the date of issuance of this notification, subject to the
verification of his Provisional/LL.B Degree Certificate from the
concerned University and verification of his character and antecedents
from CID. His name has been entered under Serial No. JK-890/2021
in the Roll of Advocates maintained by this Registry.

The renewal/extension of provisional licence/enrollment must be
sought before the date of expiry unless the absolute/final enrollment as
an Advocate is ordered therebefore.

By order.

(Sd.) MOHAMMAD YASIN BEIGH,

Registrar (Adm.).

HIGH COURT OF JAMMU AND KASHMIR AND LADAKH
(Office of the Registrar General at Jammu).

Notification

Subject :ô Winter Vacations.

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No. 1534 of 2021/RG/NG Dated 17-12-2021.

It is hereby notified for the information of all concerned that the
Subordinate Courts in Kashmir Province and the Courts located in
District Kishtwar, District Doda, and Courts located at Batote, Gool,
Banihal and Ukhral in District Ramban and Bani in District Kathua of
Jammu Division in the Union Territory of Jammu and Kashmir as well
as all Courts located in the Union Territory of Ladakh shall observe 15
days winter vacations with effect from 03-01-2022 to 17-01-2022 (both
days inclusive).

The Principal District and Sessions Judges and Chief Judicial
Magistrates of the concerned Districts shall make the suitable
arrangements for disposal of urgent criminal business arising during the

850 The J&K Official Gazette, the 24th March, 2022/3rd Chai., 1944. [No. 52
period of such vacations in the areas within their respective jurisdictions.

By order.

(Sd.) JAWAD AHMAD,

Registrar General

HIGH COURT OF JAMMU AND KASHMIR AND LADAKH AT
JAMMU
(Exercising powers of Bar Council under Section 58 of the Advocates
Act, 1961).

Notification

No. 1554 of 2021/RG Dated 17-12-2021.

It is hereby notified that vide High Court Order dated 13-12-2021 Mr. Rahul Aggarwal S/o Deepak Aggarwal R/o 5, New Mohinder Nagar, Canal Road, Jammu has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of his Provisional/LL.B Degree Certificate from the concerned University and verification of his character and antecedents from CID. His name has been entered under Serial No. JK-891/2021 in the Roll of Advocates maintained by this Registry.

The renewal/extension of provisional licence/enrollment must be sought before the date of expiry unless the absolute/final enrollment as an Advocate is ordered therebefore.

By order.

Notification

No. 1555 of 2021/RG Dated 17-12-2021.

It is hereby notified that vide High Court Order dated 13-12-2021 Mr. Rajit Raina S/o Ved Parkash R/o Greater Kailash, Fawara Chowk, Lane No. 30 District Jammu has been admitted and enrolled as an

No. 52] The J&K Official Gazette, the 24th March, 2022/3rd Chai., 1944. 851
Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally
for a period of one year from the date of issuance of this notification,
subject to the verification of his Provisional/LL.B Degree Certificate
from the concerned University and verification of his character
and antecedents from CID. His name has been entered under Serial
No. JK-892/2021 in the Roll of Advocates maintained by this Registry.

The renewal/extension of provisional licence/enrollment must be
sought before the date of expiry unless the absolute/final enrollment as
an Advocate is ordered therebefore.

By order.

Notification

No. 1556 of 2021/RG Dated 17-12-2021.

It is hereby notified that vide High Court Order dated 13-12-2021
Mr. Rajat Singh S/o Lakhbir Singh R/o Lane No. 53, Grater Kailash,
District Jammu has been admitted and enrolled as an Advocate on the
Rolls of Jammu and Kashmir Bar Council provisionally for a period of
one year from the date of issuance of this notification, subject to the
verification of his Provisional/LL.B Degree Certificate from the
concerned University and verification of his character and antecedents
from CID. His name has been entered under Serial No. JK-893/2021
in the Roll of Advocates maintained by this Registry.

The renewal/extension of provisional licence/enrollment must be
sought before the date of expiry unless the absolute/final enrollment as
an Advocate is ordered therebefore.

By order.

Notification

No. 1557 of 2021/RG Dated 17-12-2021.

It is hereby notified that vide High Court Order dated 13-12-2021
Ms. Rushali D/o Ashok Sharma R/o Doongi Brahamana, Sasalkote,
District Rajouri A/P C/o Ashoka Medical Hall, Town Hall, District
Rajouri has been admitted and enrolled as an Advocate on the Rolls of
Jammu and Kashmir Bar Council provisionally for a period of one year

852 The J&K Official Gazette, the 24th March, 2022/3rd Chai., 1944. [No. 52
from the date of issuance of this notification, subject to the verification
of her Provisional/LL.B Degree Certificate from the concerned
University and verification of her character and antecedents from CID.
Her name has been entered under Serial No. JK-894/2021 in the Roll
of Advocates maintained by this Registry.

The renewal/extension of provisional licence/enrollment must be
sought before the date of expiry unless the absolute/final enrollment as
an Advocate is ordered therebefore.

By order.

Notification

No. 1558 of 2021/RG Dated 17-12-2021.

It is hereby notified that vide High Court Order dated 13-12-2021
Ms. Rimsha Suri D/o Rajinder Kumar Suri R/o H. No. 232, Colonel's
Colony, Bohri, Talab Tillo, District Jammu has been admitted and
enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council
provisionally for a period of one year from the date of issuance of this
notification, subject to the verification of her Provisional/LL.B Degree
Certificate from the concerned University and verification of her
character and antecedents from CID. Her name has been entered under
Serial No. JK-895/2021 in the Roll of Advocates maintained by this
Registry.

The renewal/extension of provisional licence/enrollment must be
sought before the date of expiry unless the absolute/final enrollment as
an Advocate is ordered therebefore.

By order.

Notification

No. 1559 of 2021/RG Dated 17-12-2021.

It is hereby notified that vide High Court Order dated 13-12-2021
Ms. Rupali Gupta D/o Raj Kumar Gupta R/o H. No. 108, L. No. 27,
Rajpura Mangotrian, District Jammu has been admitted and enrolled as
an Advocate on the Rolls of Jammu and Kashmir Bar Council

No. 52] The J&K Official Gazette, the 24th March, 2022/3rd Chai., 1944. 853
provisionally for a period of one year from the date of issuance of this notification, subject to the verification of her Provisional/LL.B Degree Certificate from the concerned University and verification of her character and antecedents from CID. Her name has been entered under Serial No. JK-896/2021 in the Roll of Advocates maintained by this Registry.

The renewal/extension of provisional licence/enrollment must be sought before the date of expiry unless the absolute/final enrollment as an Advocate is ordered therebefore.

By order.

Notification

Notification

No. 1560 of 2021/RG Dated 17-12-2021.

It is hereby notified that vide High Court Order dated 13-12-2021 Ms. Rehana Akhter D/o Gh. Mohd Nasir R/o Markoot Gurez, Tehsil Gurez, District Bandipota has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of her Provisional/LL.B Degree Certificate from the concerned University and verification of her character and antecedents from CID. Her name has been entered under Serial No. JK-897/2021 in the Roll of Advocates maintained by this Registry.

The renewal/extension of provisional licence/enrollment must be sought before the date of expiry unless the absolute/final enrollment as an Advocate is ordered therebefore.

By order.

Notification

Notification

No. 1561 of 2021/RG Dated 17-12-2021.

It is hereby notified that vide High Court Order dated 13-12-2021 Mr. Raghav Pratap Sharma S/o Ravi Pratap Sharma R/o H. No. 285, F-9, Sector-14, Nanak Nagar, Jammu has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this

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notification, subject to the verification of his Provisional/LL.B Degree
Certificate from the concerned University and verification of his
character and antecedents from CID. His name has been entered under
Serial No. JK-898/2021 in the Roll of Advocates maintained by this
Registry.

The renewal/extension of provisional licence/enrollment must be
sought before the date of expiry unless the absolute/final enrollment as
an Advocate is ordered therebefore.

By order.

Notification

No. 1562 of 2021/RG Dated 17-12-2021.

It is hereby notified that vide High Court Order dated 13-12-2021
Mr. Ruman Khan S/o Shabir Ahmad Khan R/o H. No. 163, Umarabad,
Sector-B, Peerbagh, Srinagar has been admitted and enrolled as an
Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally
for a period of one year from the date of issuance of this notification,
subject to the verification of his Provisional/LL.B Degree Certificate
from the concerned University and verification of his character
and antecedents from CID. His name has been entered under Serial
No. JK-899/2021 in the Roll of Advocates maintained by this Registry.

The renewal/extension of provisional licence/enrollment must be
sought before the date of expiry unless the absolute/final enrollment as
an Advocate is ordered therebefore.

By order.

Notification

No. 1563 of 2021/RG Dated 17-12-2021.

It is hereby notified that vide High Court Order dated 13-12-2021
Mr. Rohail Shamim Wani S/o Shamim Ahmed Wani R/o Village Jathi,
Tehsil Assar, District Doda A/P 126, Town Hill Colony, Nowabad,
Sunjwan Road, Jammu has been admitted and enrolled as an Advocate
on the Rolls of Jammu and Kashmir Bar Council provisionally for a
period of one year from the date of issuance of this notification, subject

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The renewal/extension of provisional licence/enrollment must be sought before the date of expiry unless the absolute/final enrollment as an Advocate is ordered therebefore.

By order.

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Notification

No. 1564 of 2021/RG Dated 17-12-2021

Provisional admission granted under the Advocates Act, 1961 in favour of Mr. Abhinav Kumar Pandotra S/o Devinder Kumar Pandotra R/o Ward No. 1, Nai Basti, Tehsil and District Reasi vide Notification No. 1017 dated 09-01-2020 for a period of one year has been extended till 31-12-2022 subject to the verification of his Certificates/LL.B Degree from the concerned University and verification of her character and antecedents from the CID.

The renewal/extension of provisional licence/enrollment must be sought before the date of expiry unless the absolute/final enrollment as an Advocate is ordered therebefore.

By order.

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Notification

No. 1565 of 2021/RG Dated 17-12-2021

Provisional admission granted under the Advocates Act, 1961 in favour of Mr. Nishant Mahajan S/o Mohinder Paul R/o Ward No. 6, Tehsil and District Kathua vide Notification No. 1049 dated 09-01-2020 for a period of one year has been extended till 31-12-2022 after condonation of delay, subject to the verification of his Certificates/LL.B Degree from the concerned University and verification of his character and antecedents from the CID.

The renewal/extension of provisional licence/enrollment must be sought before the date of expiry unless the absolute/final enrollment as an Advocate is ordered therebefore.

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No. 1566 of 2021/RG Dated 17-12-2021.

The renewal/extension of provisional licence/enrollment must be sought before the date of expiry unless the absolute/final enrollment as an Advocate is ordered therebefore.

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No. 1567 of 2021/RG Dated 17-12-2021.

The renewal/extension of provisional licence/enrollment must be sought before the date of expiry unless the absolute/final enrollment as an Advocate is ordered therebefore.

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Notification

Provisional admission granted under the Advocates Act, 1961 in favour of Mr. Irfan Ali Bhat S/o Mohd Jamal Bhat R/o Odina Sonawari, Tehsil Sumbal, District Bandipora vide Notification No. 920 dated 22-11-2019 for a period of one year has been extended till 31-12-2022 subject to the verification of his Certificates/LL.B Degree from the concerned University and verification of his character and antecedents from the CID.

The renewal/extension of provisional licence/enrollment must be sought before the date of expiry unless the absolute/final enrollment as an Advocate is ordered therebefore.

By order.

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Notification

No. 1569 of 2021/RG Dated 17-12-2021.

Provisional admission granted under the Advocates Act, 1961 in favour of Ms. Tanu Sharma D/o Raj Kumar R/o Village Chack, Sardar Desa Singh, Tehsil and District Kathua vide Notification No. 834 dated 21-09-2019 for a period of one year has been extended till 31-12-2022 after condonation of delay, subject to the verification of her Certificates/LL.B Degree from the concerned University and verification of her character and antecedents from the CID.

The renewal/extension of provisional licence/enrollment must be sought before the date of expiry unless the absolute/final enrollment as an Advocate is ordered therebefore.

By order.

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THE

JAMMU AND KASHMIR OFFICIAL GAZETTE

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Separate paging is given to this part in order that it may be filed as a
separate compilation

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PART I—B

Jammu and Kashmir Government—Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR

CIVIL SECRETARIAT& GENERAL ADMINISTRATION

DEPARTMENT

Subject :& Constitution of Union Territory Level Committee for
reassessment of Ground Water Resources in the Union Territory
of Jammu and Kashmir for the year-2022.

& & & &

Government Order No. 146-JK(GAD) of 2022

Dated 10-02-2022.

Sanction is hereby accorded to the constitution of Union Territory
Level Committee, comprising the following, for reassessment of Ground
Water Resources in the Union Territory of Jammu and Kashmir for
the year-2022 :&

- | | |
|---|----------|
| 1. Administrative Secretary, Jal Shakti
Department | Chairman |
| 2. Director, Rural Sanitation, J&K | Member |

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|-----|--|------------------|
| 3. | Director, Agriculture, Jammu/Kashmir | Member(s) |
| 4. | Director Industries, Jammu/Kashmir | Member(s) |
| 5. | Chief Engineer, Jal Shakti (PHE),
Jammu/Kashmir | Member(s) |
| 6. | Chief Engineer, Jal Shakti (I&FC),
Jammu/Kashmir | Member(s) |
| 7. | Regional Director, Central Ground
Water Board, Jammu | Member-Secretary |
| 8. | General Manager, NABARD, Jammu | Member |
| 9. | Representative from Rural Development
Department and SKUAST, Jammu/
Kashmir | Member(s) |
| 10. | Any other Officer to be co-opted by the
Chairman of the Committee, if required. | Special Invitee |

Terms of Reference :—

1. To re-assess annual water recharge of the UT in accordance with the Ground Water Resources Estimation Methodology, 2015.
2. To estimate the status of utilization of the annual extractable Ground Water Resources.

The Committee shall be serviced by the Jal Shakti Department.

By order of the Government of Jammu and Kashmir.

(Sd.) MANOJ KUMAR DWIVEDI, IAS,
Principal Secretary to the Government.

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[illegible]

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT& REVENUE DEPARTMENT.

Subject : Acquisition of land measuring 08 Kanals, 18 Marlas situated in Village Ramnagar (08 Kanals) and Rehian (18 Marlas), Tehsil and District Samba.

ô ô ô ô ô

Notification No. 17-Rev (LAJ) of 2022

Dated 11-02-2022.

Whereas, on the basis of indent placed by the DIGP, GC, CRPF, Bantalab, Jammu vide No. LII8/2013 GC Bldg (Samba) dated 04-09-2013, notification under section 4(1) was issued by Collector, Land Acquisition (ACR), Samba vide No. ACR/LAS/14-15/102-106 dated 25-06-2014 for land measuring 08 Kanals and 18 Marlas situated at Village Ramnagar (8 Kanals) and Rehian (18 Marlas), Tehsil and District Samba, calling upon the objections from the land owners/interested persons ; and

Whereas, Deputy Commissioner, Samba reported that CRPF placed an indent for acquisition of land in question for defence purposes and learned Custodian General, J&K was issued NOC's in respect of land measuring 01 Kanal and 07 Marlas under Khasra No. 266 min and recommended the case to Divisional Commissioner, Jammu vide letter No. DCS/LAS/11-12/1431-33 dated 12-12-2011 read with No. DCS/LAS/12-13/105-06 dated 03-05-2012, who vide No. 502/491/08/Acq/Samba/596-98 dated 30-05-2012 forward to Financial Commissioner, Revenue, J&K, who vide No. FC-LS/LA-4234/Samba/2012 dated 06-07-2012 endrsd to this department for obtaining the NOC from Home Department. Home Department issued the NOC vide No. Home/Land-Acq/38/2012 dated 23-04-2014 ; and

Whereas, pursuant to the above notification, no objection was received from any one, accordingly, the Collector Land Acquisition (ACR), Samba

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vide No. ACR/LAS/2014-15/497-98 dated 27-02-2015 submitted the case
to District Collector (DC), Samba, who vide No. ACR/LAS/16-17/121-22
dated 11-11-2016 read with No. DCS/SM/LAS/20-21/841 dated 27-12-2021
forwarded to this department for issuance of declaration/notification under
sections 6 & 7 of the Land Acquisition Act, Samvat 1990 ; and

Whereas, the report furnished by Collector Land Acquisition (ACR), Samba vide letter referred to above duly endorsed by District Collector (DC), Samba, has been examined and it has been found that no objection has been filed by any one for the proposed acquisition ; and

Whereas, the Government is satisfied that the aforesaid land is required for public purposes i. e. construction of approach road situated at Village Ramnagar (08 Kanals) and Rehian (18 Marlas), Tehsil and District Samba.

Now, in pursuance of section 6 of the Land Acquisition Act, Samvat 1990, it is to declare that the land measuring 08 Kanals and 18 Marlas situated at Village Ramnagar (08 Kanals) and Rehian (18 Marlas), Tehsil and District Samba is required for public purpose i. e. construction of approach road. Further, the Collector Land Acquisition (ACR), Samba is directed under section 7 of the said Act to take orders for acquisition of the said land after giving prescribed notice to the interested person(s) as required under the Land Acquisition Act/Rules.

Further, the Collector concerned shall be held specifically responsible for identification and proper title verification of all types of lands involved in the case for making apportionment of compensation amongst all the interested persons/rightful claimants, in accordance with the relevant laws/rules in force, while making the award. The Collector/Indenting department shall also ensure that no compensation shall be made for the portion of land which has already been acquired for construction of approach Road in question.

(Sd.) VIJAY KUMAR BIDHURI, IAS,
Commissioner/Secretary to the Government.

No.52] The J&K Official Gazette, 24th March, 2022/3rd Chai.,1944. 673
 673
 Annexure to Notification No. 17-Rev(LAJ) of 2022 Dated 11-02-2022.

District	Tehsil	Village	Khasra Nos.		Area
					ô -
					K. M.
Samba	Samba	Ramnagar	206	min	00602
			257	min	03606
			259	min	00607
			266	min	01607
			267	min	02603
			269	min	00615
			Total		08600
Samba	Samba	Rehiyan	406	min	00618
			Total		00618
			Grand Total		08-18
					ô ô ô ó

(Sd.) SURJEET SINGH,

Under Secretary to the Government.

- - - - -

GOVERNMENT OF JAMMU AND KASHMIR
 CIVIL SECRETARIAT- REVENUE DEPARTMENT.

Subject :- Acquisition of land measuring 60 Kanals and 18.5 Marlas situated
 at Villaage Malhar, Tehsil Lohai Malhar, District Kathua.

- - - - -

Notification No. 18-Rev (LAJ) of 2022

Dated 14-02-2022.

Whereas, on the basis of indent placed by the Chief Engineer, PMGSY, JKRRDA, Jammu vide No. CEJ/PMGSY/2580-80 dated 03-05-2017, notification under secction 4(1) was issued by Collector, Land Acquisition (ADC), Billawer vide No. ADC/B/2017-18/1608-16 dated 06-03-2018 for land measuring 103 Kanals and 18.5 Marlas situated at Village Malhar,

No.52] The J&K Official Gazette, 24th March, 2022/3rd Chai.,1944. 675
 situated at Village Malhar, Tehsil Lohai Malhar and District Kathua as per
 Annexure-A is required for public purpose i. e. construction of PMGSY
 road from Malhar to Marhoon under Phase-X. Further, the Collector Land
 Acquisition (ADC), Billawar is directed under section 7 of the said Act to
 take orders for acquisition of the said land after giving prescribed notice to
 the interested person(s) as required under the Land Acquisition Act/Rules.

Further, the Collector concerned shall be held specifically responsible
 for identification and proper title verification of all types of lands involved
 in the case for making apportionment of compensation amongst all
 the interested persons/rightful claimants, in accordance with the relevant
 laws/Rules in force, while making the award. The Collector/
 Indenting department shall also ensure that no compensation shall be
 made for the portion of land which has already been acquired for
 construction of PMGSY road in question.

(Sd.) VIJAY KUMAR BIDHURI, IAS,
 Commissioner/Secretary to the Government.

Annexure to Notification No. 17-Rev(LAJ) of 2022 Dated 14-02-2022.

District	Tehsil	Village	Khasra Nos.	Area
1	2	3	4	5
				K. M.
Kathua	Lohai-Malhar	Malhar	134 min	00607.5
			1789/141 min	06612
			171 min	03612.5
			1721/1705/	
			1636/174 min	01609
			175 min	01613
			178 min	00617
			188 min	00615
			191 min	00615.5
			1701/193 min	04605
			233 min	03608

[illegible]

(Sd.) SURJEET SINGH,
Secretary to the Government.



सत्यमेव जयते

THE

JAMMU AND KASHMIR OFFICIAL GAZETTE

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Separate paging is given to this part in order that it may be filed as a
separate compilation.

PART II—A

Orders by Heads of Departments.

CHARGE REPORTS

Subject :ô Assumption of Charge.

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In pursuance of Government Order No. 149-JK (GAD) of 2022 dated 10-02-2022, issued by the General Administration Department, Civil Secretariat, Jammu, under endorsement No. GAD-SERVOKAS/91/2021-09-GAD dated 10-02-2022, I, Rajinder Singh Tara (JKAS) do, hereby, assume the charge of the post of Director General, Command Area Development, Jammu today on 11-02-2022 (F. N.).

(Sd.) RAJINDER SINGH TARA, JKAS,

Director General,
Command Area Development,
Jammu.

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oo

Certified that we have in the forenoon/afternoon of this
day respectively made over and received charge of the Office of
Munsiff, JMIC, Billawar.

Station : Billawar

Dated : 25-01-2022

(Sd.)

Additional Special Mobile Magistrate,
Billawar.

Relieved Officer.

(Sd.)

Munsiff Judicial Magistrate, 1st Class,
Billawar.

Relieving Officer.



सत्यमेव जयते

THE

JAMMU AND KASHMIR OFFICIAL GAZETTE

Vol. 134] Jammu, Thu., the 24th Mar., 2022/3rd Chai., 1944. [No. 52

Separate paging is given to this part in order that it may be filed as a separate compilation.

PART II—B

Notifications, Notices and Orders by the Heads of Departments.

ô ô ô ó

OFFICE OF THE DEPUTY COMMISSIONER PULWAMA
(DISTRICT COLLECTOR PULWAMA)

Preliminary Notification Under Section-11(1)

Notification No. 04 of 2021

Dated 21-01-2021

Subject :ô Preliminary Notification under Sectionô11(1) of ÷Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013øøfor Acquisition of land measuring 11 Kanals 07 Marlas falling under Survey No. 2603 min and 2604 min at Estate Awantipora for re-alignment of AIIMS Approach Road at AIIMS Awantipora.

Reference :ô District Collector Pulwama communication vide No. DCP/LA/2020/1400-01 dated 18-01-2021.

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Whereas, it appears to the Collector that a total area of 11 Kanalsó 07 Marlas of land is required in Village Awantipora Tehsil Awantipora

District Pulwama for public purpose, namely re-alignment of AIIMS Approach Road at AIIMS Awantipora. Social Impact Assessment Study was carried out by SIA Unit and a report submitted/preliminary investigation was conducted by a team constituted by District Collector as laid down under rule 4. The summary of the Social Impact Assessment Report/preliminary investigation is as follows (Copy enclosed) :

1. That the proposed acquisition of land serves a public purpose as the said land is required for re-alignment of Approach Road leading to AIIMS Awantipora which shall make the connectivity towards the already acquired land.
2. With the acquisition of the proposed land required width of road shall be met as per the plan.
3. No Residential house/structure is coming within the proposed acquisition as such no question of rehabilitation of any dislocated person/family.
4. Keeping in view the road design as per the alignment available, the land is most feasible and no other alternate location shall provide similar benefits.
5. That no other already acquired/state land is getting un-utilized.
6. That the land acquired for re-alignment of AIIMS Approach Road at AIIMS Awantipora will surely benefit the public for making access to the already available land therefore forms public purpose.

The said team has strongly recommended that the land in question measuring 11 Kanals 607 Marlas identified as per the Indent placed be acquired for re-alignment of AIIMS Approach Road at AIIMS Awantipora.

No commercial/residential/agricultural structure is coming under the alignment as such no family is likely to be displaced due to land acquisition.

Therefore, it is notified that for the above said project in the Village Awantipora Tehsil Awantipora District Pulwama, a piece of land measuring 11 Kanals 607 Marlas of standard measurement, whose detail description is as following, is under acquisition.

S. No.	Survey No.	Type of Title	Type of Land	Area under Acquisition (in Acres)	Name and address of a person interested	Boundaries			
1	2	3	4	5	6	7			
				K. M.		N	S	E	W
1.	2603 min and 2604 min	Shamilat Section-5	Maidani and Bunjri Qadeem	11607	As per spot position and pro rata basis				

Trees		Structures	
Variety	Number	Type	Plinth Area
Almond/non-fruit bearing trees etc.	As per the assessment done by the field staff	Nil	Nil

The notification is made under the provisions of section-11 (1) of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 (Act No. 30/2013), to all whom it may concern.

A plan of the land may be inspected in the office of Collector Land Acquisition/Additional Deputy Commissioner Awantipora on any working day during the working hours.

The Government is pleased to authorize Tehsildar/Revenue Staff, Indenting Department, their consultant and their staff to enter upon and survey land, take levels of any land, dig or bore into the sub-soil and do all other acts required for the proper execution of their work as provided and specified in section 12 of the said Act.

Under section 11(4) of the Act, no person shall make any transaction or cause any transaction of land, i. e. sale/purchase, etc. or create any encumbrances on such land from the date of publication of such notification without prior approval of the Collector.

Objections to the acquisitions, if any, may be filled by the person interested within 60 (Sixty Days) from the date of publication of this notification as provided under section 15 of the Act before Collector Land Acquisition Awantipora.

(Sd.) ZAFFAR HUSSON SHAWL, KAS,
Additional Deputy Commissioner,
Collector Land Acquisition,
Awantipora.

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Notice

I, Vijay Kumar father of Ayushi Jalhotra R/o Village Dhara, Kathar Tehsil Maira Mandrian, District Jammu declare that my name is wrongly written in my daughter Ayushi Jalhotra's educational documents as Vijay Kumar Jalhotra. Whereas, my actual name is Vijay Kumar. I am applying for the correction. If anybody have any objection then convey the same to the concerned authorities within seven days.

It is certified that I have complied with all other legal requirements in this connection.

Vijay Kumar
Father of Ayushi Jalhotra
R/o Village Dhara,
Kathar Tehsil Maira Mandrian,
District Jammu.

Notice

No Legal responsibility is accepted for the publication of Advertisements/Public Notices in this Part of the Official Gazette of UT of J&K. Persons notifying the Advertisements/Public Notices will remain solely responsible for the legal consequences and also for any other misrepresentation etc.

By order.

General Manager,
Ranbir Govt. Press, Jammu.

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Notice

I, Vijay Kumar father of Ayush Jalhotra R/o Village Dhara, Kathar Tehsil Maira Mandrian, District Jammu declared that my name is wrongly written in my son Ayush Jalhotra's educational documents as Vijay Kumar Jalhotra. Whereas, my actual name is Vijay Kumar. I am applying for the correction. If anybody have any objection then convey the same to the concerned authorities within seven days.

It is certified that I have complied with all other legal requirements in this connection.

Vijay Kumar
Father of Ayush Jalhotra
R/o Village Dhara,
Kathar Tehsil Maira Mandrian,
District Jammu.

Notice

No Legal responsibility is accepted for the publication of Advertisements/Public Notices in this Part of the Official Gazette of UT of J&K. Persons notifying the Advertisements/Public Notices will remain solely responsible for the legal consequences and also for any other misrepresentation etc.

By order.

General Manager,
Ranbir Govt. Press, Jammu.

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OFFICE OF THE COLLECTOR LAND ACQUISITION (SDM),
BANIHAL.

Notice under sections 9, 9-A of the J&K State Land Acquisition
Act, (Svt) 1990.

Notice is hereby given to all interested persons that the Government of J&K intends to take possession of land measuring 02K-07M situated in Village Chareel Lamber and Tethar Tehsil Banihal District Ramban for construction of ÷400KV D/C Kishenpur-New Wanpoh Transmission Line as per particulars appended to this notice for which Notification No. 35-Rev(LAJ) of 2021 dated 18-11-2021 has been issued by the Commissioner/Secretary Revenue Department, Jammu and Kashmir Government Civil Secretariat vide endorsement No. Rev/LAJK/21/

2021(69080) dated 18-11-2021 under sections 6 & 7 of the Land Acquisition Act (Svt) 1990 [hereinafter Act] read with SRO 235 dated 11-08-2009 for acquiring of land.

Now, before taking over the possession of land and payment of compensation all the interested persons are called upon to appear before the undersigned on 03-03-2022 at 11:30 AM at SDM Office Banihal and state the nature of their respective interests in the land, the amount and particulars of their claims to compensation for such interests, and their objections (if any) to the quantum and measurement of land. It is required that all such claims and objections are made in writing.

Chief Manager (TLM) Batote (Indenting Department) is also requested to send his authorized representative before the undersigned on above said date, time and venue to put forth his objection if any, to the measurement made and to the amount of the tentative compensation that may be assessed.

It may be taken into notice by all that no claim or objection whatsoever will be entertained after above said date.

Appendix : Particulars of Land

S. No.	Name of Village	Tower Location No.	Khasra Nos.	Area
1	2	3	4	5
01.	Chareel Lamber (File No. 1)	71/0	2641/2156/865	01602
02.	Tethar (File No. 2)	78/0	2759/2596/784	01605
Total				02607

Given under my hand and seal on 17th of February 2022, at Banihal.

(Sd.) ZAHEER ABASS BHAT,
Collector Land Acquisition (SDM),
Banihal.



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separate compilation.

ADVERTISEMENTS—C

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GOVERNMENT OF JAMMU AND KASHMIR,
DIRECTORATE OF STATE MOTOR
GARAGES DEPARTMENT, BEMINA
BY-PASS, SRINAGAR/NEW PLOT,
JAMMU.

Abridged Auction Notice

It is notified for the information of General Public that the State Motor Garages Department is conducting open public Auction of Condemned Vehicles/Un-serviceable Stores etc. of State Motor Garages Department, other Government Departments and J&K Road Transport Corporation at the following places as per the schedule shown against each :ô

S.No.	Place of Auction	Date	Time
1.	State Motor Garages Complex, New Plot Jammu.	24-3-2022 to 25--3-2022	1030 hours to 1630 hours.

oo

2. J&K Road Transport 26-3-2022 1030 hours to

A detailed copy of Auction Notice can be had from the Office

of Deputy Director, State Motor Garages Department, New Plot, Jammu.

and Deputy Director, State Motor Garages Department, Bemina

Bye-Pass, Srinagar on any working day and shall also be available on

the departmental website www.jksmg.gov.in.

(Sd.) MALIK TAHIR GANI,

Director,

State Motor Garages Department,

J&K, Jammu/Srinagar.

رجسٹرڈ نمبر جے کے۔ 33



جموں و کشمیر گورنمنٹ گزٹ

جلد نمبر 134 - جموں - مورخہ 24 مارچ 2022ء بمطابق 03 چیترا 1944 - ویروار - نمبر 52

استہارات

از عدالت سٹیج جوڈیشل مجسٹریٹ درجہ اول سرینگر

سرکار بنام محمد ایوب وار

پرچہ علت نمبر 45 سال 2001 تھانہ پولیس کرائم برانچ

بجرائم زیر دفعات : 419,420, RPC

وارنٹ گرفتاری عام زیر دفعہ 512 ض ف

بخلاف ملزم : محمد ایوب وار ولد غلام محی الدین وار ساکنہ ڈوروسو پور ضلع بارمولہ

حال 201 غزالہ گھوری CHS.Ltd. Mira Road

EastThane, Maharashtra (Mumbai) India.

Pin. 401107, Cell.No.7977293103,7304064842

حکم بنام : اہلکاران پولیس یوٹی جموں و کشمیر

مقدمہ مندرجہ عنوان اُلصدر میں ملزم متذکرہ صدر عرصہ دراز سے غیر حاضر چلا آ رہا ہے اُس کو بارہا بطریق معمول طلب کیا گیا ہے۔ الا تا ہنوز دستیاب نہ ہوا تعمیل کنندہ نے اپنی رپورٹ میں تحریری طور اظہار کیا کہ ملزم مذکور کا کوئی اتہ پتہ نہ ہے اور اُس کی دستیابی ناممکن ہے۔ پبلک پراسیکیوٹر نے اپنے بیان میں سراجلاس اظہار کیا کہ ملزم مذکور مفور ہے۔ اس طور عدالت ہذا کو اطمینان ہوا ہے کہ ملزم کو بطریق معمول طلب کرنا ناممکن ہے۔ لہذا حکم ہوا کہ ملزم متذکرہ صدر اندر حدود یوٹی جموں و کشمیر جہاں کہیں بھی دستیاب ہو اُسے گرفتار کر کے عدالت ہذا میں پیش کریں۔ درج رہے کہ وارنٹ ہذا تا دستیابی ملزم زیر کار رہے گا۔ تحریر اُلصدر 01-12-2021

سرکار بنام غلام محی الدین میر وغیرہ (9)

پرچہ علت نمبر 21 سال 1995

بجرائم زیر دفعات: U/s .3/13 H.P.O.420, 483 RPC

وارنٹ گرفتاری گشتی عام زیر دفعہ 512 ضف

بخلاف ملزمان : 2,3,4,5,6,7,8,9

(2) Mohd.Yousaf Bhat S/o Sanaullah Bhat

R/o Razloogund, Qazigund, Anantnag, Kashmir.

- (3) Jaswinder Singh S/o Balbeer Singh R/o, 88-A
Shakti Nagar, Amritsar, Punjab.
- (4) Jagmohan Dass S/o Parshotam Dass
R/o Patlialian, Amritsar, Punjab.
- (5) Mahesh Kumar S/o Mahindarpaul and R/o Guroo
Ram Dass, Amritsar, Punjab.
- (6) Manjeet Singh S/o Amar Singh R/o Pacham Vihar
New Delhi, Shopkeeper - Indra market, New Delhi.
- (7) Jasbeer Singh S/o Gurcharan Singh R/o K.P.No.
240, Pacham Pura, New Delhi.
- (8) Kamal Sharma S/o Tilak Raj R/o House No. 261
Rohani, Delhi.
- (9) Feroz Ahmed Dar S/o Ali Mohd Dar R/o Momin
Abad Ashaji pura, Anantnag, Kashmir.

حکم بنام : اہلکاران پولیس یوٹی جموں و کشمیر

مقدمہ مندرجہ عنوان اُلصدر میں ملزمان متذکرہ صدر عرصہ دراز سے غیر حاضر چلا آ رہا ہے اُس کو بارہا بطریق معمول طلب کیا گیا ہے۔ اِلاتا ہنوز دستیاب نہ ہوا تعمیل کنندہ نے اپنی رپورٹ میں تحریری طور اظہار کیا کہ ملزمان مذکور کا کوئی اتہ پتہ نہ ہے اور اُس کی دستیابی ناممکن ہے۔ پبلک پراسیکیوٹر نے اپنے بیان میں سر اجلاس اظہار کیا کہ ملزمان مذکور مفرور ہے۔ اس طور عدالت ہذا کو اطمینان ہوا ہے کہ ملزمان کو بطریق معمول طلب کرنا ناممکن ہے۔

لہذا حکم ہوا کہ ملزمان متذکرہ صدر اندر حدود یوٹی جموں و کشمیر جہاں کہیں بھی دستیاب ہو اُسے گرفتار کر کے عدالت ہذا میں پیش کریں۔ درج رہے کہ وارنٹ

ہذا دستیابی ملزمان زیر کار رہے گا۔ تحریر اُلصدر 01-12-2021

سرکار بنام غلام محی الدین میر وغیرہ (9)

پرچہ علت نمبر 21 سال 1995 تھانہ پولیس کرائم برانچ

بجرائم زیر دفعات: 3/13 H.P.O.A 420, 483 RPC

وارنٹ گرفتاری کشتی عام زیر دفعہ 512 ضف

بخلاف ملزمان : 2,4,5,6,7,8,9

- (5) Mahesh Kumar S/o Mahindarpaul and R/o Guroo RamDass, Amritsar, Punjab.
- (6) Manjeet Singh S/o Amar Singh R/o Pacham Vihar New Delhi, Shopkeeper - indra market, New Delhi.
- (7) Jasbeer Singh S/o Gurcharan Singh R/o K.P.No. 240, Pacham Pura, New Delhi.
- (8) Kamal Sharma S/o Tilak Raj R/o House No.261 Rohani, Delhi.
- (9) Feroz Ahmed Dar S/o Ali Mohd Dar R/o Momin Abad Ashaji pura, Anantnag, Kashmir.

حکم بنام : اہلکاران پولیس یوٹی جموں و کشمیر

مقدمہ مندرجہ عنوان اُلصدر میں ملزمان متذکرہ صدر عرصہ دراز سے غیر حاضر چلا آ رہا ہے اُس کو بارہا بطریق معمول طلب کیا گیا ہے۔ اِلاتا ہنوز دستیاب نہ ہوا تعمیل کنندہ نے اپنی رپورٹ میں تحریری طور اظہار کیا کہ ملزمان مذکور کا کوئی اتہ پتہ نہ ہے اور اُس کی دستیابی ناممکن ہے۔ پبلک پراسیکیوٹر نے اپنے بیان میں سراجلاس اظہار کیا کہ ملزمان مذکور مفرد ہے۔ اس طور عدالت ہذا کو اطمینان ہوا ہے کہ ملزمان کو بطریق معمول طلب کرنا ممکن ہے۔

لہذا حکم ہوا کہ ملزمان متذکرہ صدر اندر حدود یوٹی جموں و کشمیر جہاں کہیں بھی دستیاب ہوا سے گرفتار کر کے عدالت ہذا میں پیش کریں۔ درج رہے کہ وارنٹ ہذا تا

دستیابی ملزمان زیر کار رہے گا۔ تحریر اُلصدر 01-12-2021

دستخط: سٹیج جوڈیشل مجسٹریٹ درجہ اول سرینگر

EXTRAORDINARY

REGD. NO. JK633



**THE
JAMMU AND KASHMIR OFFICIAL GAZETTE**

Vol. 134] Jammu, Wed., the 17th Nov., 2021/26th Kart., 1943. [No. 33-1

Separate paging is given to this part in order that it may be filed as a
separate compilation.

PART III

Law, Regulations and Rules Passed thereunder

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT FINANCE DEPARTMENT

Notification

Srinagar, the 17th of November, 2021.

SO-396. In exercise of the powers conferred by sub-section (1) of section 9 and sub-section (5) of section 15 of the Jammu and Kashmir Goods and Services Tax Act, 2017 (Act No. V of 2017), the Government, on the recommendations of the Council, hereby makes the following

2. The J&K Official Gazette, 17th Nov., 2021/26th Kart., 1943. [No. 33-I
 further amendments in the SRO notification No. SRO-GST-1,
 dated 8th of July 2017 ; namely :

In the said notification,

(a) in Schedule I 2.5%,

(i) after S.No. 71 and the entries relating thereto, the following
 S.No. and entries shall be inserted, namely :

71A	1209	Tamarind seeds meant for any use other than sowing
-----	------	--

(ii) S. No. 138 to 148 and the entries relating thereto shall be
 omitted ;

(iii) after S. No. 186 and the entries relating thereto, the following
 S. No. and entries shall be inserted, namely :

186A	3826	Bio-diesel supplied to OilMarketing Companies for blending with High Speed Diesel
------	------	--

(iv) S.No. 187A and the entries relating thereto shall be omitted ;

(v) S.No. 234 and the entries relating thereto shall be omitted ;

(vi) in List 1, after item number 231 and the entries relating thereto,
 the following shall be inserted, namely :

(232) Pembrolizumab (Keytruda)

(vii) in List 3, after item number (B) (2) and the entries relating
 thereto, the following shall be inserted, namely :

(3) Retro fitment kits for vehicles used by the disabled

(b) In Schedule II 6%,

(i) against S. No. 80A, in column (3), for the entry, the following
 entry shall be substituted, namely :

Bio-diesel (other than bio-diesel supplied to Oil Marketing Companies for
 blending with High Speed Diesel)

(ii) S. No. 122 and the entries relating thereto shall be omitted ;

(iii) S. No. 127 to 132 and the entries relating thereto shall be omitted;

201A	84, 85 or 94	<p>Following renewable energy devices and parts for their manufacture :</p> <ul style="list-style-type: none"> (a) Bio-gas plant ; (b) Solar power based devices ; (c) Solar power generator ; (d) Wind mills, Wind Operated Electricity Generator (WOEG) ; (e) Waste to energy plants/devices ; (f) Solar lantern/Solar lamp ; (g) Ocean waves/tidal waves energy devices/plants (h) Photo voltaic cells, whether or not assembled in modules or made up into panels. <p>Explanation : If the goods specified in this entry are supplied, by a supplier, along with supplies of other goods and services, one of which being a taxable service specified in the entry at S. No. 38 of the Table mentioned in the Notification No. SRO-GST-11 dated 08-07-2017 , the value of supply of goods for the purposes of this entry shall be deemed as seventy per cent of the gross consideration charged for all such supplies, and the remaining thirty per cent of the gross consideration charged shall be deemed as value of the said taxable service.</p>
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(vi) S. No. 232 and the entries relating thereto shall be omitted ;

(c) In Schedule III 9%

4906 00 00	Plans and drawings for architectural, engineering, industrial, commercial, topographical or similar purposes, being originals drawn by hand ; hand written texts ; photographic reproductions on sensitised paper and carbon copies of the foregoing.
------------	---

157B	4907	Unused postage, revenue or similar stamps of current or new issue in the country in which they have, or will have, a recognised face value ; stamp impressed paper; banknotes ;cheque forms ; stock share or bond certifiectes and similar documets of title (other than Duty Credit Scrips).
157C	4908	Transfers (decalcomania).
157D	4909	Printed or illustrated postcards ; printed cards bearing personal greetings, messages or announcements, whether or not illustrated, with or without envelopes or trimmings.
157E	4910	Calendars of any kind, printed , including calendar books.
157F	4911	Other printed matter, including printed pictures and photographs ; such as trade advertising material, Commercial catalogues, and the like, printed Posters, Commercial catalogues, printed inlay cards, Pictures,designs and photographs, Plan and drawings for architectural engineering, industrial, commercial, topographical or similar purposes reproduced with the aid of computer or any other device.

(v) after S. No. 398 and the entries relating thereto, the following S. No. and the entries shall be inserted, namely :ô

398A	8601	Rail locomotives powered from an external source of electricity or by electric accumulators.
398B	8602	Other Rail locomotives ; locomotive tenders ; such as Diesel electric locomotives, Steam locotomotives and tenders thereof.
398C	8603	Self-propelled railway or tramway coaches, vans and trucks, other than those of heading 8604.
398D	8604	Railway or tramway maintenance or service vehicles, whether or not self-propelled (for

		example, workshops, cranes, ballast tampers, track liners, testing coaches and track inspection vehicles).
398E	8605	Railway or tramway passenger coaches, not self-propelled ; luggage vans, post office coaches and other special purpose railway or tramway coaches, not self-propelled (excluding those of heading 8604).
398F	8606	Railway or tramway goods vans and wagons, not self-propelled.
398G	8607	Parts of railways or tramway locomotives or rolling-stock ; such as Bogies, bissel-bogies, axles and wheels, and parts thereof.
398H	8608	Railway or tramway track fixtures and fittings ; mechanical (including electro-mechanical) signallings, safety or traffic control equipment for railway, tramway, roads, inland waterways, parking facilities, port installations or airfields ; parts of the foregoing.

(d) in schedule IV 14%,

12B	2202	Carbonated Beverages of Fruit Drink or Carbonated Beverages with Fruit Juice.
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(Sd.) ATAL DULLOO, IAS,
Financial Commissioner,
(Additional Chief Secretary),
Finance Department.

EXTRAORDINARY

REGD. NO. JK633



**THE
JAMMU AND KASHMIR OFFICIAL GAZETTE**

Vol. 134] Jammu, Wed., the 17th Nov., 2021/26th Kart., 1943. [No. 33-n

Separate paging is given to this part in order that it may be filed as a
separate compilation.

PART III

Law, Regulations and Rules passed thereunder.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT FINANCE DEPARTMENT

Notification

Srinagar, the 17th November, 2021.

SO-398. In exercise of the powers conferred by sub-sections (3) and (4) of section 9, sub-section (1) of section 11, sub-section (5) of section 15, and section 148 of the Jammu and Kashmir Goods and Services Tax Act,

2 The J&K Official Gazette, 17th Nov., 2021/26th Kart., 1943. [No. 33-n
 2017 (**Act No. V of 2017**), the Government, on being satisfied
 that it is necessary in the public interest so to do, on the recommendations
 of the Council, Council hereby makes the following further amendments
 in the SRO notification No. SRO-GST-12, dated 8th of July, 2017 ;
 namely :

In the said notification, in the Table,

(i) in the Table,

- (i) against serial number 1, in column (3), after the figures and letters 12AA, the word, figures and letters or 12AB shall be inserted ;
- (ii) against serial number 9AA, in column (3), after the words hosted in India, the words whenever rescheduled shall be inserted ;
- (iii) after serial number 9AA and the entries relating thereto, the following shall be inserted, namely :

(1)	(2)	(3)	(4)	(5)
9AB	Chapter 99	Services provided by and to Asian Football Confederation (AFC) and its subsidiaries directly or indirectly related to any of the events under AFC women's Asia Cup 2022 to be hosted in India.	Nil	Provided that Director (Sports), Ministry of Youth Affairs and Sports certifies that the services are directly or indirectly related to any of the events under AFC Women's Asia Cup 2022.

- (iv) against serial number 9D and 13, in column (3), after the figures and letters 12AA, the words, figures and letters or 12AB shall be inserted ;
- (v) against serial numbers 19A and 19B, in column (5), for the figures 2021, the figures 2022 shall be substituted ;

(Sd.) ATAL DULLOO, IAS,
Financial Commissioner
(Additional Chief Secretary),
Finance Department.

EXTRAORDINARY

REGD. NO. JK6633



**THE
JAMMU AND KASHMIR OFFICIAL GAZETTE**

Vol. 134] Jammu, Thu., the 9th Dec., 2021/18th Agra., 1943. [No. 37-a
Separate paging is given to this part in order that it may be filed
as a separate compilation.

PART III

Laws, Regulations and Rules passed thereunder.

GOVERNMENT OF JAMMU AND KASHMIR,
CIVIL SECRETARIAT & FINANCE DEPARTMENT

Notification

Jammu/Srinagar the 9th December, 2021.

SO6415. In exercise of the powers conferred by sub-section (1) of section 9 and sub-section (5) of section 15 of the Jammu and Kashmir Goods and Services Tax Act, 2017 (Act No.V of 2017), the Government

2 The J&K Official Gazette, the 9th Dec., 2021/18th Agra, 1943. [No. 37-a
ooo
on the recommendations of the Council, hereby makes the following
further amendments in the notification No. SRO-1, dated the 8th of July,
2017, namely :ô

In the said notification :ô

- a. In Schedule Iô 2.5%,-
 - (i) S. Nos. 203,207,211, 216, 217, 218, 218B, 218C, 219A, 219AA, 219B, 220, 221, 222, 223, 224, 224A, and 225 and the entries relating thereto shall be omitted ;
- b. In Schedule IIô 6%,-
 - (i) S. Nos 132A and the entries relating thereto, shall omitted
 - (ii) After S. No. 132A and the entries relating thereto, the following serial numbers and entries shall be inserted, namely :-ô

132AA	5007	Woven fabrics of silk or of silk waste.
132AB	5111	Woven fabrics of carded wool or of carded fine animal hair.
132AC	5112	Woven fabrics of combed wool or of combed fine animal hair.
132AD	5113	Woven fabrics of coarse animal hair or of horse hair.
132AE	5208	Woven fabrics of cotton, containing 85% or more by weight of cotton, weighing not more than 200g/m ² .
132AF	5209	Woven fabrics of cotton, containing 85% or more by weight of cotton, weighing more than 200g/m ² .
132AG	5210	Woven fabrics of cotton, containing less than 85% by weight of cotton, mixed mainly or solely with man-made fibres, weighing not more than 200g/m ² .
132AH	5211	Woven fabrics of cotton, containing less than 85% by weight of cotton, mixed mainly or solely with man-made fibres, weighing more than 200g/m ² .
132AI	5212	Other Woven fabrics of cotton.

EXTRAORDINARY

REGD. NO. JK6633



**THE
JAMMU AND KASHMIR OFFICIAL GAZETTE**

Vol. 134] Jammu, Fri., the 24th Dec., 2021/3rd Pausa, 1943. [No. 39-h
Separate paging is given to this part in order that it may be filed
as a separate compilation.

PART III

Laws, Regulations and Rules passed thereunder.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT^o HOUSING AND URBAN DEVELOPMENT
DEPARTMENT.

Notification

Jammu, the 24th December, 2021.

SO-439.^o In exercise of the powers conferred by section 11-A of the Jammu and Kashmir Development Act, 1970, the Government hereby notifies the scheme for levy of charges for use of land as permitted in the Master Plan or the Zonal Plan as under :^o

1. **Extent of application.**^o This scheme shall apply to all such areas where a master plan or a zonal plan notified in terms of the Jammu and Kashmir Development Act, 1970 has come into force, and the

2 The J&K Official Gazette, 24th Dec., 2021/3rd Pausa, 1943. [No. 39-h
permission for land use granted in terms of this scheme shall be strictly
in accordance with the permitted land use under such master plan or
zonal plan.

2. **Definitions.** Words and expressions used here in shall have
the same meaning as given to them under the Jammu and Kashmir
Development Act, 1970 and the rules made thereunder.

3. **Authority for assessment and levy of charges for land use.**—The Development Authority having jurisdiction over the area in
respect of which the permission for change in land use is sought shall
be the competent authority to grant the permission for change in land
use.

4. **Rate of charges for change in land use.** The charges
payable for change of land use shall be calculated as follows :

$$CLU = \frac{1}{2} * (\text{Land Value} * \text{Land Area} * \text{FSI} * \text{Use Type})$$

Where :

- a. CLU is charges for permission for change in Land use ;
- b. Land Value is the highest value, in hundreds of rupees, of land
for that usage type i. e. residential for residential usage type,
and commercial for other usage types, as notified for the current
year under Jammu and Kashmir Preparation and Revision of
Market Value Guidelines Rules, 2011 in the local area of that
authority ;
- c. Land Area is the area of the land in Kanals ;
- d. FSI is the maximum permissible FSI for the particular parcel
of land for which change of land use is sought ;
- e. Use Type is the purpose for which the land is sought to be used
which shall be,
 - i. 1 for residential use ;
 - ii. 3 for industrial or for public/semi-public use other
than Government ; and
 - iii. 5 for commercial use.

Illustration :—

If the permission for change in land use is sought in respect of a 4 Kanal
plot of land for usage type as public/semi-public, the notified value of

CLU in Rs= $0.5 \times 8000000 / 100 \times 4 \times 2 \times 3$ which come to Rs. 9,60,000/-
But if the same land parcel with the same FSI is to be used for residential purpose and the notified value of that land for residential use type is Rs. 30 Lakh per Kanal, but the highest notified land value for residential use type in the local area of that authority is Rs. 50 lakh per Kanal, the calculation of land use charges shall be as follows :ô

5. Process for issuance of the Certificate of Change of Land Use.—An applicant desirous of seeking change of land use shall make an application before the concerned Authority in Form-I, along with the required documents. The Authority shall, after making such enquiry as it may deem fit, issue a requisition for deposition of fee payable for change in land use within seven working days . Upon payment of the requisite fee, the certificate for change of land use shall be issued within a period of three working days, specifying there in the description of the land including the Khasra/Khewat No. of the plot, the land use for which the permission has been given, and the FSI permitted on the land parcel.

7. Exemption from payment of charges for change of land use.—(1) No charges shall be payable for change of land use nor shall a certificate for change of land use be required for plots measuring

4 The J&K Official Gazette, 24th Dec., 2021/3rd Pausa, 1943. [No. 39-h
up to one kanal which are to be used for residential purposes if
residential use is permitted for that land under the master plan in force.

(2) No charges shall be payable for change of land use in respect of plots of land other than those at (1) above nor shall a certificate for change of land use be required if the applicant establishes that fee for change of land use has been paid under the provisions of Jammu and Kashmir Land Revenue Act, Svt. 1996 in respect of that land for that usage. In case a further change of land use is sought, any fee that has been paid under the provisions of Jammu and Kashmir Land Revenue Act, Svt. 1996 or any fee already paid under this scheme, shall be set-off against the charges payable under this scheme for the new usage, and only the amount of shortfall shall be payable by the applicant for the purpose of issuance of a certificate of change of land use.

(3) For change of land use in respect of plotted development, no charges shall be payable for change of land use in respect of the area used for construction of roads, sidewalks and parks. Such charges paid at the time of initial change of land use shall be reimbursed on submission of the plans approved by the competent authority.

(4) Except to the extent allowed here in above, no authority competent to allow any construction or development in a local area shall entertain any application for permission for construction or development unless it is accompanied by a certificate for change of land use issued in terms of this scheme.

8. Utilization of the proceeds of the charges for change of land use.—(1) Any amount received by the Authority on account of these charges shall be kept by it in a separate account to be used by the Authority for acquisition of any land that may be required to be acquired in terms of section 50 of the Jammu and Kashmir Development Act, 1970.

(2) In case there is no immediate need for funds for acquisition of land under section 50 of the Jammu and Kashmir Development Act, 1970 or the need for such funds is less than the funds available with the Authority, the Authority may utilize these funds or such excess funds, as the case may be, for acquisition or development of other land in its local area while setting aside sufficient sum to defray the expenses of any acquisition under Section 50 that may be reasonably foreseen to become due within one year.

9. Power to remove difficulties.—In case any difficulty arises in the interpretation or implementation of this scheme, the Government in Housing and Urban Development Department shall have the power to remove any such difficulty.

This notification shall come into force from the date of its publication in the Official Gazette.

(Sd.) DHEERAJ GUPTA, IAS,
Principal Secretary to the Government,
Housing & Urban Development Department.

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6 The J&K Official Gazette, 24th Dec., 2021/3rd Pausa, 1943. [No. 39-h
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FORM CLU-I

Form of Application

*Permission for Change of Land use under
Section 11A(2) of the Jammu & Kashmir Development Act, 1970.*

VC of Urban Development Authority

Subject : Applying for Land use Change under Section 11A(2) of J&K Development Act, 1970.

 $\hat{O} \quad \hat{O} \quad \hat{O} \quad \hat{O}$

Sir,

I/We beg to apply for permission to change the existing use of land for the purpose of developing the land in to buildings for residential/Industrial/Commercial/other purposes.

I/We enclose the following documents in triplicate as per the given Check List for favour of information and necessary action.

I/We do hereby certify that the information furnished above is true and nothing has been misstated or kept concealed therein. I/We understand that in case of any wrong information made by me/us, I/We would be liable for criminal prosecution.

Dated :

Yours faithfully

Name and full address

$$\hat{O} \quad \hat{O} \quad \hat{O} \quad \hat{O} \quad \hat{O}$$

S. No.	Description
1	2

1. Prescribed Form CLUóI
2. Name of applicant
3. Address, Email, Aadhar
4. Memorandum and Article of Association in case of company
5. Board Resolution of company and authority letter in favour of authorized signatory.
6. Purpose for which CLU permission is sought
7. Ownership Documents :ô
 - a. Jamabandi (Latest)
 - b. Mutation
 - c. Takseem Intkal
 - d. Aks-shajra Plan issued by Halqa Patwari.
8. Copy of irrevocable consent if the land belongs to another owner, authorizing the promoter to obtain CLU and license for the development of colony on a non-judicial stamp paper.
9. Copy of Sale Deed(s)
10. Area in Sq. Mtr/Kanal/Acres
11. Village/Ward
12. Notified under any Development Project/Scheme/TPS
13. Use as per the Master Plan/Development Plan (may check from concerned DTP office)
14. Zone/Sector No. (may check from DTP office)
15. Width of Approach
16. Distance from C/I of the abutting road and Building Line applicable

Industrial Purpose

- Institutional (School, College, Hospital or Religious)**

- ## Petrol Pump

1. LOI of Oil company
2. Distance from existing road junction/ intersection important from traffic flow point of view
3. Distance from existing Petrol Pump

EXTRAORDINARY

REGD. NO. JK6633



**THE
JAMMU AND KASHMIR OFFICIAL GAZETTE**

Vol. 134] Jammu, Fri., the 31st Dec., 2021/10th Pausa, 1943. [No. 40-a
Separate paging is given to this part in order that it may be filed
as a separate compilation.

PART I—B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR

CIVIL SECRETARIAT & TOURISM DEPARTMENT

Notification

Jammu the 31st day of December, 2021.

SO-443. In exercise of the powers conferred by sub-section (3) of section 3 of Jammu and Kashmir Development Act, 1970, the Government on the request of Corps Commander hereby declare land measuring 1034 Kanals and 06 Marlas situated at Gulmarg as detailed in Annexure A to this notification and land measuring 354 Kanals situated at Sonmarg as detailed in Annexure B to this notification as Strategic Areas for operational and training requirements of Armed Forces subject to the following conditions, that :

- I. Corps Commander shall ensure strict adherence to the environment related laws to prevent any environmental Hazard.

2 The J&K Official Gazette, the 31st Dec., 2021/10th Pausa, 1943. [No. 40-a
oo

II. Corps Commander shall ensure that no other applicable
law in force in the Union Territory of Jammu and Kashmir
is observed in breach.

III. Corps Commander shall ensure that the Order(s), if any,
passed by any Honøble Court/Tribunal in this regard, are
strictly adhered to.

By order of the Government of Jammu and Kashmir.

(Sd.)

Secretary to the Government,
Tourism Department.

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Annexure -A to S.O. No. 443 Dated 31st December, 2021.

S. No.	Survey No.	Authorized Area
1	2	3
		K. M.
1.	182	11ô 04
2.	35 min	01ô 09
3.	123	00ô 01
4.	147min	28ô 00
5.	149	02ô 07
6.	150	16ô 15
7.	151	00ôô03
8.	152	06ô 00
9.	153	00ô 01
10.	154	00ô 01
11.	155	01ô 09
12.	156	09ô 11
13.	157	05ô 03
14.	158	05ô 09
15.	159	00ô 01
16.	160	00ô 01
17.	161	00ô 01
18.	162	00ô 12
19.	163	00ô 01
20.	164	00ô 01
21	168	00ô 10
22	169	05ô 11
23.	174	00ô 02
24.	177min	00ô 10
25.	178min	01ô 11
26.	180	00ô 01
27.	181	12ô 07
28.	183	01ô 05

1	2	3
		K. M.
59.	102	196 02
60.	103	006 12
61.	104	006 17
62.	105	006 02
63.	106	076 08
64.	107	006 01
65.	108	196 12
66.	109	106 03
67.	110	336 11
68.	111	036 07
69.	112	026 07
70.	113	026 03
71.	114	006 03
72.	115	006 01
73.	116	006 01
74.	117	126 10
75.	118	016 12
76.	125	116 01
77.	126	176 08
78.	127	046 00
79.	128	006 13
80.	129	006 01
81.	130	006 01
82.	131	006 01
83.	132	006 01
84.	133	116 00
85.	134	066 12
86.	135	136 04
87.	136	076 04
88.	137	026 07
89.	138	006 01
90.	139	146 17

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(Sd.) PHOOLA RAINA,
Under Secretary to the Government,
Tourism Department.

Annexure -B to S.O. No. 443 Dated 31st December, 2021.

S. No.	Survey No.	Quantum of Land Area	
		K.	M.
1.	322 min	03	00
2.	322 min	05	03
3.	321	13	11
4.	322 min	04	00
5.	322 min	03	00
6.	323 min	14	09
7.	323 min	10	600
8.	324	23	19
9.	324 min	02	00
10.	325	05	13
11.	326	10	06
12.	333	03	13
13.	334	13	17
14.	335	06	15
15.	336	19	11
16.	337	26	06
17.	340 min	33	13
18.	341 min	13	17
19.	342	28	09
20.	343	10	19
21.	503/481	14	13
22.	507/481	03	08
23.	338	07	05
24.	339	16	04
25.	340 min	10	00
26.	480 min	04	00
27.	480	29	07

8 The J&K Official Gazette, the 31st Dec., 2021/10th Pausa, 1943. [No. 40-a
oo

1	2	3
ô ô		ô ô
		K. M.

28.	520/481	02ô 10
29.	550/481	05ô 16
30.	551/481	01ô 18
31.	542/481	06ô 18
ô ô		
	Total Land	354 Kanals
ô ô		

(Sd.) PHOOLA RAINA,
Under Secretary to the Government,
Tourism Department.

EXTRAORDINARY

REGD. NO. JKô 33



THE
JAMMU AND KASHMIR OFFICIAL GAZETTE

Vol. 134] Jammu, Mon., the 21st Feb., 2022/2nd Phal., 1943. [No. 47-3

Separate paging is given to this part in order that it may be filed as a
separate compilation.

PART II-B

Notifications, Notices and Orders by Heads of Departments.

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GOVERNMENT OF JAMMU AND KASHMIR,
INDUSTRIAL TRIBUNAL AND LABOUR COURT,
JAMMU

Before the J&K Industrial Tribunal and Labour Court
Jammu and Kashmir, Jammu

Present :ô Ms. Bala Jyoti.

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File No. 90/ITLC.

Date of Institution : 08-02-2008.

Date of Decision : 20-10-2021.

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Dev Raj, Jr. Assistant,
Receptionist,

Versus

Director, Adm. M/S Acharya
Shri Chander College of Medical

Record Office Science and Hospital, Bye-Pass,
(ASCOMS Hospital), Jammu.
Sidhra, Jammu.

.....(Petitioner)(Respondent)

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Petitioner through Authorized representative is present.

Sh. Achal Kumar Sharma for Respondent is present.

In the Matter of :ô Reference of dispute by the Govt. vide SRO No. 15
dated 11th January, 2008 claim petition.

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Award

1. Reference for adjudication by this Tribunal is made by the Principal Secretary to Government, Labour and Employment Department vide SRO Notification No. 15, dated 11th January, 2008 under section 10(1)(c) of section 10 of the Industrial Disputes Act, 1947 on the following issues :ô
 - (a) Whether the termination of services of Sh. Dev Raj is legally justified ?
 - (b) If not what relief he is entitled to ?
2. The matter as projected through the claim petition before this Tribunal can be precisely adumbrated thus. The facts which are uncontroverted between the respondents are that Sh. Dev Raj (hereinafter referred to as -the petitionerø) was employed as a Junior Assistant/Receptionist in the Acharya Shri Chander College of Medical Science and Hospital, Jammu (-ASCOMS Hospitalø/ respondents) on contract basis vide Order No. ASCOMS/ADM/DP/1997, dated **09-10-2001**, of course, on trial basis, initially for a period of six months on a consolidated salary of Rs. 2000/- per month but his service uninterruptedly continued till **03-01-2005** i. e. for a period of three years and three months and thereafter vide Order No. ASDCOMS/ADM/DP/3168, dated 03-01-2005 his service was extended for one year with a monthly salary

@ Rs. 2600/-. This fact is also born on record that vide order dated 27-12-2005, a further extension of service for a period of six months was also given with the stipulation that. ôDuring the period of contractual appointment, if anything is found amiss with your working, your contractual service may be terminated without giving you any noticeö. However at the time his service came to be terminated his salary was @ Rs. 2850/- per month on 01-7-2007.

3. The respondentsø **tangible** case is that the petitioner is not a “**workman**” his services were hired on **contract basis** and the respondentsø institution being a **hospital** does not come within the definition of “**Industry**”, hence the claim merits outright dismissal. The second plank of respondentsø case is that this is a case of contractual service and non-extending contract of the petitioner cannot be termed as **retrenchment**. According to respondents, the expression retrenchment does not cover a case of non-renewal of contract of employment between the employer and employee on the expiry of the contract. It is **vociferously** argued that as the provisions of S, 25 F of the Industrial Tribunal Act, 1947 is not attracted in the facts and circumstances of the case, the reference can be answered by holding that petitionerø service has been lawfully terminated as such he is not entitled to the relief sought for. This is also submitted that regular service for 240 days under these covenants also does not bring the petitioner within the definition of a ‘**workman**’ in order to get benefits of the legislation. The petition is, it is submitted, only vexatious and as such the same may be dismissed with costs.
4. Parties have examined witnesses also and no oral evidence is admissible as against written documents. Obviously both of them have however placed reliance mostly on the same documents pertaining to appointment and termination of petitionerø services besides some letter showing conduct of the petitioner during his service and his explanation presented on behalf of the respondents.
5. Heard. Perused the record on file. Parties have reiterated what they have pleaded and supported their respective version by citing law.

6. As the case goes, precisely stating, there is voluminous documentary evidence evincing that the petitioner was appointed as a Junior Assistant/Receptionist on contractual basis by the respondents and yet on trial basis for a period of six months on a consolidated salary of Rs. 2000/- per month vide Order No. ASCOMS/ADM/1997, dated 09-01-2001. Afterwards his contractual service was intermittently continued to be extended from time to time, as shown hereinabove and finally came to be terminated on 01-07-2006. Of course his salary was hiked from Rs. 2000/- to Rs. 2600/- per month and finally Rs. 2850/- per month. To be precise the petitioner rendered continuous service for a period of about five years. The other aspect emphasised by the petitioner that his service was continuous for a period of 240 days and for that also he is eligible for benefits under IDA, 1947.
7. I shall address each point vehemently agitated by the parties. In the first place the most canvassed and pivotal point of discussion is whether the petitioner was a permanent employee and not a contractual employee of the respondent. In this regard there is ample evidence on file that the respondent employed the petitioner by order dated 09-10-2001 for six months on monthly salary @ Rs. 2000/- on trial basis. However the respondent continued his services by different orders comprehensively mentioned hereinabove and his service continued till 27-12-2007 when the contract of service was not further extended which culminated to an end of petitioner's service with the respondents. There are clear covenants in the orders of extension of service of the petitioner that his service is purely on contract basis regarding which there is no demurrer by the petitioner. His stand is only that he has rendered continuous service for 240 days so his service could not be retrenched without following the procedure of law in as much as the management did not pay any service compensation to petitioner at the time of illegal termination and violated the provisions of section 25F of the Industrial Disputes Act, 1947 and therefore seeks to be ordered to join back on duty on the same post with full back wages. He has stressed for an award of reinstatement in-service with continuity of service.

8. The onus to prove that the petitioner's service was not on contractual basis but of permanent nature is on the petitioner himself. Regarding the petitioner's claim that since he rendered continuous service for more than 240 days he must have been confirmed by the respondents, suffice it would be to say that rendering a continuous service for 240 days by a temporary employee much less a contractual employee in any institution does not **ipso facto** gets an **indefeasible** right to made permanent and this is no more res integra. There is catena of authority on the subject but suffice it to refer to law laid down in **Madhyamik Shiksha Parishad, U. P. Vs. Anil Kumar Mishra and Others, [(2005) 5 SCC 122]**, **Executive Engineer, ZP Engg. Divn. and Another Vs. Digambara Rao and others, [(2004) 8 SCC 262]**, **Dhampur Sugar Mills Ltd. Vs. Bhola Singh, [(2005) 2 SCC 470]**, **Manager, Reserve Bank of India Bangalore Vs. S. Mani and others [(2005) 5 SCC 100]** and **Neeraj Awasthi**, wherein it is held that it is now well-settled that only because a person had been working for more than 240 days, he does not derive any legal right to be regularized in service.
9. In view of the above this Tribunal finds no substance in the petitioner's argument that respondents ought to have confirmed him on the post he was appointed and functioned for a period of five years as such the argument is **repelled**.

Then the petitioner has argued that (i) the respondent was under an obligation to have confirmed him on the post on which he had been appointed and worked for a period of five years ; (ii) that he has been retrenched he is entitled to back wage one month salary.

The law on the point is well settled that there is no legal obligation on the part of the Management to confirm the employee who has worked for 240 days. This apart, termination of the services of the petitioner as end of contractual period of services is covered by Section 2(oo) (bb) of the Industrial Disputes Act, 1947 and hence such type of termination of the services is automatic in nature for which no specific action is required to be taken by the respondent as such contract is bound to come to an end after

certain specific period. To sum up, the irresistible inference that can be drawn from the settled position of law is that the contractual period of services comes to an end, it is not retrenchment within the meaning of Section 2(oo) of the Industrial Disputes Act, 1947 as such there is no question of following any procedure mentioned in the Industrial Disputes Act much less under Section 25 (F) thereof. Accordingly the petitioner is not entitled to back wage or any incidental wages. The inevitable consequence there is that even if petitioner has worked for 240 days in a continuous year, there is no statutory obligation, on the part of management, to confirm him as canvassed by him. Moreover, the termination of the services because of end of contractual period of services is covered by Section 2(oo) (bb) of the Industrial Disputes Act, 1947 and hence such type of termination of the service is automatic in nature, as already held, because of free volition of the parties for which no specific action is required to be taken by the Management. This type of service is obviously not covered by the definition of retrenchment. Therefore once the contractual period of service comes to an end it is not the retrenchment within the meaning of Section 2(oo) of the Industrial Disputes Act, 1947. There is no question of following any procedure mentioned in the Industrial Disputes Act much less under Section 25 (F) thereof. The termination of petitioner's service by the respondent is fully justified as it automatically came to an end (terminated) of the expiry of contract.

10. The reference '**Whether the termination of services of Sh. Dev Raj is legally justified**' is accordingly answered in favour of the respondent. To buttress the same reference may be made to letter of appointment dated 09-10-2001 read with letter of extension dated 27-12-2006. First para of the order reads. Your case for extension of service based on your permanence has been considered by the Competent Authority and it has been desired that your services be extended on contractual basis for a further period of six months i. e. 01-01-2006. However in the event of no further order issued for extension of your services, your service shall be deemed to have been terminated with effect from 30-6-2006. This unambiguous stipulation in the supra order leaves nothing to

47-3] The J&K Official Gazette, 21st Feb., 2022/2nd Phal., 1943. 7
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interpret against the petitioner's service coming to an end on the completion of six months period for which an extension of service was granted. This however makes no difference if petitioner's service was further extended for a short period on the same terms and condition. His service, it is therefore, held was legally terminated. Regarding his rendering of service for 240 days in a years and any benefit flowing from retrenchment, if any, law is quite clear and comprehensive reply can be found in the foregoing paragraphs of this order.

11. Resultantly, as it has been held that the petitioner's service has been lawfully terminated, he is held entitled to no relief as sought for through this claim petition. The reference is accordingly answered.
12. The award may be published accordingly.

Announced :

20-10-2021

(Sd.) BALAJYOTI,

Presiding Officer,
Industrial Tribunal and Labour Court.

EXTRAORDINARY

REGD. NO. JK 33



THE

JAMMU AND KASHMIR OFFICIAL GAZETTE

Vol. 134] Jammu, Tue., the 28th Dec., 2021/7th Pausa, 1943. [No. 39-3

Separate paging is given to this part in order that it may be filed as a
separate compilation.

PART I—B

Jammu and Kashmir Government—Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIATô REVENUE DEPARTMENT

**Subject :—Conversion of agricultural land for non-agricultural
purposes-reg.**

Reference :ô Administrative Council Decision No. 137/16/2021 Dated
15-12-2021.

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Government Order No. 174-JK(Rev) of 2021

Dated 28-12-2021.

Whereas, vide Adaptation Order, SO-3808(E) dated 26-10-2020
issued by Ministry of Home Affairs, Gol, section 133-A has been inserted
in Jammu and Kashmir Land Revenue Act, Samvat, 1996 which provides

Commissioner/Secretary to the Government.

REGD. NO. JK633



Vol. 134] Jammu, Fri., the 14th Jan., 2022/24th Pausa, 1943. [No. 42-1

Separate paging is given to this part in order that it may be filed as a
separate compilation.

Jammu and Kashmir Government—Notifications.

III. Letter No. Rev-Sett/138/2021(E-70865) dated 28.12.2021 and dated 29-12-2021 from the Revenue Department.

IV. Letter No. Rev-Sect/138/2021(E-70865) dated 12-01-2022 from the Revenue Department conveying vetting by the Department of Law, Justice and Parliamentary Affairs and approval of the Competent Authority to the draft regulations.

Notification No. 1-JK (BoR) of 2022

In exercise of the powers conferred by the sub-section (4) of section 133-A read with sub-section (2) of section 5A of the Jammu and Kashmir Land Revenue Act, Samvat, 1996, the Board of Revenue hereby notify the regulations namely Jammu and Kashmir Agricultural Land (Conversion for Non-Agricultural Purposes) Regulations, 2022, forming Annexure to this notification.

(Sd.) RISHPAL SINGH, JKAS.

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No. 42-1] The J&K Official Gazette, 14th Jan., 2022/24th Pausa, 1943. 3
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Annexure to Notification No. 01-JK(BoR) dated 14-01-2022.

JAMMU AND KASHMIR AGRICULTURAL LAND
(CONVERSION FOR NON-AGRICULTURAL PURPOSES)
REGULATIONS, 2022.

1. **Short title and commencement.**ô (1) These regulations may be called the Jammu and Kashmir Agricultural Land (Conversion for Non-Agricultural Purposes) Regulations, 2022.

(2) They shall come into force with effect from such date as the Government may publish, by notification, in the Official Gazette.

2. **Definitions.**ô (1) In these Regulations, unless the context otherwise requires,ô

- (a) **Act** means the Jammu and Kashmir Land Revenue Act, Smvt., 1996 ;
- (b) **Competent Authority** means the District Collector of the district in whose jurisdiction the land falls ;
- (c) **Conversion fee** means the fee prescribed by the Board of Revenue for conversion of agriculture land to non-agriculture purposes ;
- (d) **Government** means Government of the Union Territory of J&K ;
- (e) **Market Value** means market value of land as notified by the District Valuation Committee of the concerned district under the Stamps Act, Samvat 1977.

(2) All words and expressions used but not defined in these regulations shall have the meanings assigned to them in the Act.

3. **Permission for conversion.**ô A land owner(s) may make an application to the Competent Authority for permission to convert, or change the use of, agricultural land for non-agricultural purposes as under :ô

- (a) Residential purposes, beyond the 400 Sq. meter ;
- (b) Any other purpose.

4. Form of application and process for permission to convert

use of land. (1) Every application for permission for conversion of use

(2) The application shall be filed on the web portal of the District Collector concerned.

- i. Revenue extracts (Jamabandi/Khasra Girdwari/Atima) ;
- ii. Copy of sale deed/mutation, if any ;
- iii. Key Location plan of the site ;
- iv. Letter of intent from concerned agency if for establishing petrol pump/gas plant etc. ;
- v. Approval of the concerned department which would regulate the activity for which change of land use has been sought as per the authorization notified in that department.

(5) Thereafter the application shall be placed before the District Level Committee, which shall comprise the following :ô

(a) District Collector concerned	Chairman
(b) Assistant Commissioner (Revenue)	Member-Secretary

No. 42-1] The J&K Official Gazette, 14th Jan., 2022/24th Pausa, 1943. 5
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Senior most officers in the District of the following departments :ô

(c) Public Works (R&B)	Member
(d) Irrigation and Flood Control	Member
(e) Power Development Deptt.	Member
(f) Pollution Control Committee (if required)	Member
(g) Agriculture	Member
(h) Industries and Commerce	Member
(i) Development Authority of the District	Member
(j) Forests	Member
(k) Any other Member (s) co-opted by the Chairman	

(6) The District Level Committee after considering the genuineness of the claim shall give its recommendations and the proceedings of deliberations of the Committee shall be maintained by the Assistant Commissioner (Revenue) concerned and annexed with the case for consideration by the competent authority.

(7) The District Level Committee shall meet on weekly basis, on a fixed day of the week, duly notified for information of the general public and the applicants, to consider the cases regarding change of the land use. However, the District Collector concerned may arrange additional meetings to dispose of the cases.

(8) In order to ensure timely disposal of the applications, the District Collector shall forthwith communicate deficiencies within a week of receipt of the application, and any additional observations after consideration by the district level committee, preferably after its first meeting and at the most the second meeting. The line departments shall ensure conveying their comments to the District Level Committee well in time to adhere to the timelines indicated herein.

(9) District Collector shall ensure that decision/comments on the application are necessarily conveyed to the applicant in the prescribed time frame and, preferably, the third meeting after the application, complete in all respects and without any deficiencies, is received and considered by the committee. In case no such communication is issued by the District Collector, he shall ensure that the matter is also brought immediately to the notice of the Oversight Committee in the Revenue Department after three weeks of receipt of the application, complete in all respects.

(11) The District Collector shall issue a demand notice in Form-II to the applicant once the case is recommended by the District Level Committee to deposit the conversion fee of the said land to the Government under Account Head 0029 and submit copy of Treasury Challan within 07 days from the date of issuance of demand notice.

5. Conditions for permission. A permission to convert the use of agricultural land for any non-agricultural purpose may be granted by the District Collector in the Form-III after recommendations from District Level Committee and after depositing of the requisite fee. The permission shall be granted subject to the following among other conditions :

- (a) The grant of permission shall be subject to the provisions of the Jammu and Kashmir Land Revenue Act and Rules made there under ;
- (b) The land shall not be used for a purpose other than that for which permission is granted ;
- (c) The applicant shall commence the non-agricultural use applied for within one year from the date of the order made by the District Collector in that behalf, failing which, unless the said period is extended by the District Collector from time to time, up to the maximum period of two years from the first date of permission, the permission granted shall be deemed to have lapsed ;

No. 42-1] The J&K Official Gazette, 14th Jan., 2022/24th Pausa, 1943. 7
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(d) The applicant shall be liable to pay such additional levy/conversion fee/charges as may be determined with reference to the altered use/extension of time, as the case may be ;

(e) Any other reasonable conditions which the District Collector may deem fit to impose having due regard to the sanctioned use of the land ;

(f) The action for any violation shall be taken by the ACR/SDM concerned under the provisions of the Act.

6. **Conversion Fee.**ô For conversion, the concerned land owner shall be charged a fee equivalent to an amount of rupees five (5) percentum of the market value of the land as notified for the purpose under the Stamps Act. If subsequently land use is changed for a purpose other than that for which permission has been given, then the fee, if applicable on the differential market value shall be charged after permission for the purpose is accorded by the District Collector concerned.

7. **Time period.**ô The time period for deciding application for grant of permission shall ordinarily be 30 days :

Provided that if no decision/comment is conveyed within a period of 30 days after receipt of application complete in all respects, the District Collector shall, deeming due consideration, grant permission exercising the powers vested in him. He shall also report the details of such cases with explanatory note to the Revenue Department :

Provided further that the period of 30 days shall be counted from the date of addressing all the deficiencies as may be communicated by the District Collector.

8. The District Collector shall furnish a statement on a prescribed Form-IVø to the Divisional Commissioner, Board of Revenue and the Revenue Secretary on monthly basis.

9. **Monitoring of implementation of these Regulations.**ô

(1) The Assistant Commissioner (Revenue), Sub-Divisional Magistrate and

8 The J&K Official Gazette, 14th Jan., 2022/24th Pausa, 1943. [No. 42-1
Tehsildar concerned shall be responsible for monitoring the implementation
of these regulations within their respective areas of jurisdiction.

(2) If any violation is noticed by, or reported to, the Assistant
Commissioner (Revenue), SDM or Tehsildar concerned as the case may
be, action as required under the Act shall be taken.

(3) It shall be also the duty of every Agriculture Extension Officer to
report violations of these regulations in their respective areas of jurisdiction
to the Assistant Commissioner (Revenue), SDM or the Tehsildar concerned
and in case he fails to do so and he shall be treated as a dereliction of duty
on his part and he shall be liable to disciplinary action for such dereliction.

10. **Action for land converted in violation.** In case any land is
converted in violation of the provisions of the section 133-A of the Act and
these regulations, then action as warranted under 133-C of Act shall be
taken recourse to by the D

istrict Collector concerned.

(Sd.)

Member,
Board of Revenue.

FORM-I

Form of Application for conversion of agricultural land for non-agricultural purpose under sub-section (4) of Section 133 of the J&K Land Revenue Act.

To

The District Collector of _____
District

Sir,

I/We _____
is residing at Village Ward _____ Tehsil _____
and District _____ want to use agricultural land for non-agriculture purpose.

I/We shall deposit the conversion fee for conversion of agricultural land to non-agricultural purpose as prescribed by Board of Revenue.

I/We annex to this application, certified copy of revenue records (intriplicate) i. e. copy of Mutation, Jamabandi, Aks Tatima, Khasra Girdawari and a sketch layout of the site showing the location of the proposed land for which permission is sought. I/We also furnish the following information :

S. No.	Item	Particulars
1	2	3
1.	Full name and parentage of the applicant(s)	
2.	Full postal address	
3.	Contact No.	
4.	E. Mail ID	
5.	Occupation	
6.	Village, Tehsil and District where the land is situated	
7.	Khasra No.	

[illegible]

1 2 3
 8. Khata No. and Khewat No.

9. Mode of ownership of land (inheritance, sale deed/gift deed or any other)
10. Purpose for which land is to be used
11. Total area proposed for conversion
12. Present use of the land i. e. whether any building exists (residential, industrial, commercial, any other non-agricultural purpose)
13. Whether the land is situated in urban area/ rural area
14. Whether the land is near Airport, Railway Railway Line, National Highway, Defence Area/Educational Institution, Jail/Prison, Jal Shakti utility, Transmission line, any public office or cremation or burial ground. If so its approximate distance
15. Whether the land is under acquisition for any developmental activity, if so, details
16. Is there a road from where the land is easily accessible (indicate name of the road and distance of the proposed) building from centre of the road. If no road adjoining to land, how it is proposed to provide access to the site
17. Was a similar application made in the past for non-agricultural use of this land, was it is rejected ? If yes, why ?

I/We shall obtain all the requisite NOCs as required for grant of permission from the concerned department

I/We solemnly affirm that the information given above is true to the best of my knowledge and belief

I/We therefore, request you to kindly grant permission for conversion of my agriculture land mentioned above to non-agriculture purposes in accordance with section 133-A of J&K Land Revenue Act, 1996

No. 42-1] The J&K Govt. Gazette, 14th Jan., 2022/24th Pousa, 1943. 11
 (Samvat) as amended vide Adaptation Order SO 3808(E) dated
 26.10.2020.

Yours faithfully,

Dated :

Signature(s) of applicant(s)

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Receipt

Receipt No. _____

Date_____

Received the application form from Sh. _____
S/o _____ R/o _____ for conversion
of Khasra No. _____ in Village _____

Signature of the Receipt Clerk
of District Collector.

FORM-II

Office of the District Collector_____

Notice No._____

Dated_____

Sh._____

You are hereby informed through this notice that the change of land use case placed before the District Level Committee on_____and has been recommended for consideration by the competent authority.

Further, you are hereby directed to deposit the conversion fee amounting to Rs._____in the Account Head 0029 and furnish a copy of challan to this office within 07 days from the date of receipt of this notice.

Signature of the prescribed authority

District Collector_____

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FORM-III

Office of the District Collector_____

Order No._____

Dated_____

Whereas, an application has been filed under section 133-A of J&K Land Revenue Act, Smt. 1996 by Sh._____for permission to use land measuring_____Kanal under Khasra No._____situated at Village_____Tehsil_____District_____for non-agriculture purpose ; and

Whereas, after obtaining the necessary NOCs of the different departments, reports of revenue field formation and their recommendation, the case was placed before District Level Committee in its meeting held on _____found the case genuine and recommended for consideration of the case by the competent authority ; and

Whereas, the applicant has deposited conversion fee of the said land to the Government under Account Head 0029 vide Treasury Challan No.____Dated_____. Now, therefore, permission is hereby granted to use agriculture land for non-agriculture purpose_____as per the particulars given below :ô

S. No.	District	Tehsil	Village	Khasra No.	Quantum of land	Purpose of Conversion	Remarks
1							

The permission for conversion of above land shall be subject to the following conditions :ô

1. The applicant shall make the land suitable for the particular non-agriculture purpose for which permission is granted and prevent any insanitary conditions.
2. The land shall be used only for the purpose for which permission has been accorded and shall not be used for any other purpose without obtaining prior permission of the competent authority.

3. The land shall be put to use for converted purpose within a period of one year from the date of issuance of this permission order, falling which unless said period is extended by the District Collector from time to time, the permission granted shall be deemed to have lapsed.
4. The applicant shall raise construction/building on the said land only after obtaining the permission from the concerned municipal bodies.
5. The applicant shall abide by all the Act/Rules and Regulations applicable on such lands.

Signature of the prescribed authority

District Collector

File No. _____

Dated _____

Subject :ô Format to be maintained by District Collector and to submit copy to Board of Revenue on monthly basis.

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EXTRAORDINARY

REGD. NO. JK 33



THE

JAMMU AND KASHMIR OFFICIAL GAZETTE

Vol. 134] Jammu, Mon., the 15th Nov., 2021/24th Kart., 1943. [No. 33-1

Separate paging is given to this part in order that it may be filed as a
separate compilation.

PART III

Laws, Regulations and Rules passed thereunder.

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HIGH COURT OF JAMMU AND KASHMIR AND LADAKH
(Office of the Registrar General at Jammu).

Subject :ô Electronic Filing (e-Filing) in the High Court of Jammu and
Kashmir and Ladakh and in Subordinate Courts and
Tribunals of Jammu and Kashmir and Ladakh, Rules, 2021.

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Notification

No. 1245 of 2021/RG Dated 15-11-2021.

In exercise of its powers under Articles 225 and 227 of the
Constitution of India, the High Court of Jammu and Kashmir
and Ladakh, with prior approval of the Lieutenant Governor of the
Union Territory of Jammu and Kashmir, hereby makes the following
Rules :ô

1. **Short title and commencement.**ô These Rules shall be called
ôthe Electronic Filing (e-Filing) in the High Court of Jammu and Kashmir

2 The J&K Official Gazette, the 15th Nov., 2021/24th Kart., 1943. [No. 33-1
and Ladakh and in Subordinate Courts and Tribunals of Jammu and
Kashmir and Ladakh, Rules, 2021ö.

These rules shall come into force from the date as may be notified
by the Chief Justice of the High Court of Jammu and Kashmir and
Ladakh from time to time.

2. Applicability. These Rules shall apply to Electronic Filing
(e-Filing) of cases in the High Court and Subordinate Courts in Jammu
and Kashmir and Ladakh and Tribunals over which the High Court has
supervisory jurisdiction.

3. Definition.

- (a) “*Administrator*” means the Registrar (IT) or an officer
appointed by the Chief Justice for administering and
dealing with matters connected or relating to e-Filing.
- (b) “*Case Information System (CIS)*” is the system of
networked software and hardware used by High Court and
subordinate courts in Jammu and Kashmir, and Ladakh
that may receive, organize, store, retrieve and transmit data
of cases.
- (c) “*Conventional Filing*” means the physical non-electronic
presentation of Documents before the Court.
- (d) “*Common Service Centres*” means and includes those
centres which are designated by the High Court for the
purposes of e-Filing under these Rules.
- (e) “*Document*” mean pleadings, annexures, exhibits, affidavits,
memoranda, papers, orders, notices and any other filing to
the Court.
- (f) “*Electronic court records*” are electronic records created,
generated, sent, communicated, received, or stored by
electronic means which are capable of being printed on
paper, or transferred to archival media, without loss of
content or material alteration of appearance. Court records
may be created or converted to electronic formats by the
e-Filer or Court to searchable electronic records using
scanning technology. Electronic Court records shall constitute
the official record and will be equivalent to Court records
filed in paper.

- (g) “*e-Filer*” means an individual filing the documents electronically through the electronic filing system and who has a user ID, password, and limited authority to file Documents electronically.
- (h) “*Electronic Filing (e-Filing)*” means the electronic transmission of a Document to the Court using the Court’s electronic filing system either by an e-Filer or through Common Service Centres, together with the transmission from the Court of a notice of electronic filing.
- (i) “*E-Filing System (EFS)*” is the system of networked hardware, software, and service providers approved by the High Court for the filing of Documents via the Internet/ Intranet for use by the Courts in Jammu and Kashmir, and Ladakh.
- (j) “*Electronic identity*” means the combination of the e-Filer’s login ID/username, password, and profile.
- (k) “*Evidence*” means and includes evidence as defined under the Indian Evidence Act, 1872.
- (l) “*Litigant*” means a person who contests, defends or intervenes in a Pleading such as appellant(s), plaintiff(s), petitioner(s), complainant(s), applicant(s), defendant(s), respondent(s), decree-holder(s), judgment-debtor(s) non-applicant(s) or intervener(s).
- (m) “*Notice of Electronic Filing (NEF)*” means a notice sent by email or SMS containing the details automatically generated by the E-Filing System at the time of filing the Document with the system, in Indian Standard Time (IST). A Notice of e-Filing will be sent to the registered email and mobile phone number given at the time of e-Filing by e-Filer immediately after the e-Filing.
- (n) “*Objections*” means and includes deficiencies and errors pointed out by the Registry in relation to the Documents filed electronically.

- (o) “*PDF*” means an electronic document filed in a portable document format.
- (p) “*PDF/A*” means an ISO-standardized version of the Portable Document Format (PDF) specialized for the digital preservation of electronic documents.
- (q) “*Pleadings*” includes all proceedings instituted in a Court such as suits, criminal complaints, appeals, civil or criminal writ petitions, revision petitions, contempt petitions, execution petitions, arbitration petitions, probate cases and interlocutory applications, written statements, replies, counter-affidavits an additional or supplementary affidavit.
- (r) “*Public Access Terminal*” is a publicly accessible computer provided by a Court that allows a member of the public to access the EFS and public Court records.
- (s) “*Registry*” means the registry of the Court.
- (t) “*Scanned document*” means an electronic image created by scanning a paper document, by use of any scanning device or desktop or mobile-phone software application.
- (u) “*Technical failure*” means failure of the Court’s hardware, software, and/ or telecommunications facility which results in the impossibility for an e-Filer to submit a filing electronically. Technical failure does not include malfunctioning of an e-Filer’s equipment.
- (v) “*User Agreement*” is an agreement in a form approved by the High Court that establishes obligations and responsibilities of the e-Filer within the EFS.
- (w) “*Working Day*” means and includes a day and time when the Registry of the Court is working under the calendar published or as directed by the Court. Words and expressions which are used in these Rules and have not been defined shall have the same meaning as given to them under the J&K High Court Rules, 1999.

4. Document to be Filed Electronically. Except as provided elsewhere in these rules, all Documents in fresh, pending or disposed of cases, may be filed electronically in the manner hereinafter provided. A Document that an Advocate or a Litigant file electronically under these Rules has the same legal effect as a document filed through Conventional Filing.

5. **Registration and Responsibilities of e-Filers.** 1 Registration in EFS would be limited to :

- (a) Advocates practising in the High Court or Subordinate Courts in Jammu and Kashmir, and Ladakh and Tribunals over which the High Court registered with CIS ; and
- (b) Self-represented Litigant.

Litigant in person shall submit an affidavit/undertaking that he/she has not engaged an Advocate in the Action. A Litigant in person who subsequently engages an Advocate, shall make an application before the Administrator for transferring the data in respect of the Document to the Advocate's account. Once the Administrator allows the application, the data in the Document shall be transferred in the user account of the Advocate. The Litigant in person will not be in a position to modify the data of the Document, without the permission of the Administrator.

Registration :ô

- (a) The e-Filer's login ID username, password, and profile will constitute the e-Filer's Electronic Identity and user account for the purposes of these Rules. e-Filer must register online through the website of High Court of Jammu and Kashmir and Ladakh.
- (b) The e-Filer will be subject to the terms of the e-Filing System User Agreement.

(4) Responsibilities of e-Filer,—

- a. It will be the responsibility of the e-Filer to have a valid and working email address that has not exceeded its size limitation in order to receive notification from EFS

electronically. It will not be the responsibility of the Court to ascertain whether an e-Filer is receiving notifications from the e-Filing System via email or not.

- b. If an e-Filer's email address, phone number, or other information provided in the e-Filer's profile has changed, the e-Filer must promptly make the necessary changes to his or her profile.
- c. An e-Filer shall be liable for,
 - i. Any conduct undertaken using his user ID ; and
 - ii. The conduct of any person to whom access is provided by him by sharing his user ID and password.

Provided that any inappropriate conduct may result in suspension of the account or other proceedings as may be permissible under the law for the time being for contempt of Court, or commission of an offence under relevant laws in force at the time of the inappropriate conduct. It shall be presumed that the Document(s) has(ve) been filed by the person using the user ID and it shall be the responsibility of the e-Filer to maintain the secrecy of his ID and password. If an e-Filer believes that the security of his or her Electronic Identity has been compromised or that a threat to the system exists, the e-Filer must notify the Administrator.

- d. An e-Filer shall take all reasonable steps to ensure that the Document does not contain computer code, including viruses, that might be harmful to the court's Electronic Filing System and to other users of that system.

6. Procedure for e-Filing.—

- (a) Whenever an e-Filer intends to file a Document, it shall prepare the Pleadings electronically using any word processing software in a format that can be rendered with high fidelity to originals, is searchable while maintaining original document formatting and capable of being tagged. The formatting style of the text will be as under :
 - i. **Page Size** : The Document shall be prepared on the A-4-page size. Conventionally Filing of Documents shall

conform to the existing Rules regarding the page size and nature of the page.

- ii. **Print Size** : The font shall be Arial, Baskerville, Book Antiqua, Bookman, Bookman Old Style, Century, Century Schoolbook, Courier, Courier New, CG Times, Garamond, Georgia, New Baskerville, New Century Schoolbook, Palatino, Times New Roman or any other legible font and the typeface shall be 12-point or larger in both body text and footnotes.
 - iii. **Spacing** : All text shall be 1.5 or more, except the footnotes, tables, charts, or similar material and text that is blocked and indented shall be 1.15 line-spaced or more.
 - iv. **Numbering** : The pages shall be numbered at the top of all pages with central or right alignment.
 - v. **Margins**. All the documents will have minimum top and bottom margins of 1.5'', right margin will be 1.0'' while the left margin will be 1.75''.
 - vi. **Alignment** : All the documents will be aligned with justified alignment.
- (b) Documents must be converted to PDF/A or PDF format before they are filed in the e-Filing System by using any PDF converter or in-built PDF conversion plug-in provided in the software. PDF/A is the preferred format for EFS.
- (c) Where the Document is not a text document and has to be enclosed with the pleadings, the document should be scanned using an minimum image resolution of 300 dpi (dot per inch) and saved as a PDF or PDF/A document in A4 size. The e-Filer must ensure that the filing is an accurate representation of the document and is complete and readable. Where the original is not clearly legible, a typed copy of the same shall be filed at the same time duly certified by the Advocate filing the same to be a true typed copy of the document. It shall also be scanned and uploaded along with the original.

- (d) If any Document is in a local language, an English translation of the same may be filed at the same time duly certified by the Advocate filing the same in the form and manner prescribed hereinabove.
- (e) The maximum permissible size of the Document that can be uploaded at the time of e-Filing is 25 MB. However, if the file is large, the e-Filer may visit one of the Common Service Centres for e-Filing through intranet.
- (f) Documents filed in other formats or exceeding the prescribed size limits will not be accepted for filing, save that the same can be filed using a Conventional Filing.
- (g) If the filing of an electronically submitted Document requires leave of Court, the e-Filer should attach the proposed document as an attachment to the application requesting leave to file. If the Court grants the leave and allows the proposed document, the e-Filer must refile the proposed document to make it part of the record.
- (h) (l) Signatures,ô
 - (i) A Document electronically filed using the e-Filing System must bear the digital signature of the Advocate, or a Litigant, where it is not represented by an Advocate as more fully described in paragraphs (a) and (b) below. The digital signature of the Advocate will be treated as a personal signature and will serve as a signature for purposes of Code of Civil Procedure, 1908, Criminal Procedure Code, 1973, Jammu and Kashmir High Court Rules, 1999 or any other Rules of Procedure and Practice, applicable statutes, the Local Rules and any other purpose for which a signature is required in connection with proceedings before the Court.
- (a) An electronically filed Document must include a signature block setting forth the name, mailing address, phone number, and email address of the filing Advocate or Litigant where it is not represented by an Advocate.
- (b) In addition, the name of the filing Advocate must be preceded by a ð/sd /ð and typed in the space where the signature would

otherwise appear. A handwritten signature is required for any Conventionally Filed Document.

- (c) Affidavits and exhibits to pleadings with original handwritten signatures must be scanned and filed in PDF or PDF/A format.
- (i) (1) Where the Litigant or the Advocate does not possess the digital signature issued by the competent authority, such an Advocate or the party can authenticate e-Filed Documents by Aadhaar authentication using the Aadhaar number belonging to the Advocate or Litigant and the OTP sent to the registered mobile number of the Advocate or party with UIDAI (Unique Identification Authority of India). Such an authentication shall be considered as valid identification for all intents and purposes and it shall be the responsibility of the Litigant or the Advocate to maintain the security of his Aadhaar number and the mobile phone registered with the UIDAI
- (2) Where a document requires signatures of more than one Litigant it may be filed either by :ô
 - (a) representing the consent of the other Litigants on the Document by inserting in the location where each handwritten signature would otherwise appear the typed signature of each person, other than the filing Litigant, preceded by a ð/sd/ð and followed by the words ðby permissionð (e.g., ð/sd/AB by permissionð) ; or by
 - (b) electronically filing a scanned Document containing all necessary signatures.
- (3) The signature on any document required to be notarized, acknowledged, verified, or made under oath must be handwritten and scanned into the e-Filing system. The Court will maintain the scanned Document as the official Court record, and the filing party must file the original documents with the pleadings by conventional filing.
- (j) Wherever required by the Registry, advance copy of the Document to be filed shall be provided to the other side, either

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physically or virtually, and a proof of the same shall be attached to the Document.

- (k) The applicable instructions for e-Filing will be made available on the website of High Court of Jammu and Kashmir (<https://jkhighcourt.nic.in/>) and every e-Filer will have to abide by the same.

7. Document Binary File Name Standards. The following special characters are not allowed in a file name :

- * A quotation mark(ö)
- * A number sign/Pound(£)
- * Per cent(%)
- * Ampersand(&)
- * Asterisk(*)
- * Colon(:)
- * Angle brackets (less than, greater than) (<, >)
- * A question mark(?)
- * Backslash(\)
- * Forward slash(/)
- * Braces (left and right) ({ })
- * Pipe(l)
- * A tildet(~)
- * The period (.) character used consecutively in the middle of the file name or at the beginning or end of the filename.

File names will not end with any of the following strings :

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- * _files

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* _soubory

* _elemei

* _ficheiros

* _arquivos

* _dosyalar

* _datoteke

* _fitxers

* _failid

* _fails

* _bylos

* _fajlovi

* _fitxategiak

9. Retention of Original. 9 The original of the Documents that are scanned and digitally signed either by Advocate or Litigant in person at the time of e-Filing should be preserved for production upon being directed by the Court at any time. Any other document whose authenticity is likely to be questioned should be preserved at least for a period of two years after the final disposal of the case including appeals if any and the following documents shall be preserved permanently,

- Note :** The responsibility for producing the originals and proving their genuineness shall be of the Litigant that has electronically filed the scanned copies thereof.

10. Proof of Filing. The proof of e-Filing will be available in the account of the e-Filer and shall be sent by way of email and SMS at the time of e-Filing on the registered email address and mobile number of the e-Filer.

11. Case Entries. The official nominated to receive an Electronic Filing will create a case entry using the information provided by the e-Filer to record the Document filed. If errors in the filing or case entry are discovered by the officials, the official will notify the e-Filer of the error and advise the e-Filer of what further action, if any, is required to address the error. e-Filer notified of an error through a Notification of Court shall make the necessary corrections within the time specified. After the objections are cleared the case will be processed for listing and the Advocate/Litigant in person will be informed including by email/SMS.

12. Hard Copies of Documents filed Electronically. Advocates, as well as Litigants, can print hard copies of all Documents filed electronically for their use in the Court or elsewhere. Advocate or Litigant e-Filing a Document may be directed by the Court, in its discretion, to also file a hard copy at the filing counter of the Registry along with a note mentioned in the beginning certifying that, "Hard copy and Soft copy are the same" and in case of any discrepancy between the hard copy and the soft copy, the preference shall be given to the copy filed earlier in time.

13. Storage and Retrieval of Electronically Filed Documents. The Documents electronically filed will be stored on an exclusive server maintained for this purpose. Each case will be separately labelled and encrypted for this purpose to facilitate easy identification and retrieval. The security of such Documents will be ensured and access to them would be restricted in the manner indicated hereinbefore and as may be notified from time to time. Backup copies of all electronically filed Documents will be preserved in the manner decided by the Court on its administrative side.

14. Free Access to Electronic Documents. Free access to Documents filed electronically in a case will be provided only to Advocates or the concerned Litigants themselves. Documents filed conventionally earlier by an Advocate or the concerned Litigant and digitized by the court shall also be provided to such Advocate or the

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concerned Litigant on an application to the Administrator. The Advocate(s) or the Litigant may obtain documents from the relevant entries in his account.

15. Exemption from Electronic Filing. Exemption from e-Filing of the whole or part of the Document may be permitted by the Court upon an application for that purpose being made to the Court in the following circumstances,

- (i) e-Filing is, for the reasons to be explained in the application, not feasible ; or
- (ii) there are concerns about confidentiality and protection of privacy ; or
- (iii) the document cannot be scanned or filed electronically because of its size, shape or condition ; or
- (iv) the e-Filing system is either inaccessible or not available for some reason ; or
- (v) any other just and sufficient cause.

16. Service of Electronic Documents. In addition to the prescribed mode of service, notices, Documents that are filed electronically may also be served through the designated e-mail IDs of Registry officials to the e-mail address of the Advocates or Litigants, if available. E-mail IDs of Registry officials will be published on the Court website to enable the recipients to verify the source of the e-mail.

17. Computation of Time. (1) Wherever limitation/time limits apply, it will be the responsibility of the party concerned to ensure that the filing is carried out well before the cut-off date and time. The date of e-Filing will be taken as that date when the Action is electronically received in the Registry within the prescribed time on any working day. For computing the time at which e-Filing is made, Indian Standard Time (IST) will apply.

(2) E-filing through Common Service Centres will be permissible up to 1600 hours on any Court Working Day. On-line e-Filing carried out after 1600 hours on any day, will be treated as the date which follows the actual filing date provided it is a Court Working Day. Documents

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 filed on a day declared as gazetted holiday or on a day when the Court
 is closed, will be regarded as having been filed on the next working day.
 For the computation of limitation, e-Filing shall be subject to the same
 legal regime as applicable to physical filing, save and except as provided
 hereinabove.

(3) The facility for on-line e-Filing through the web portal shall be available during all twenty-four hours of each day, subject to breakdown, server downtime, system maintenance or such other exigencies. Where on-line e-Filing is not possible for any of the reasons set out above, parties can either approach the Common Service Centres for e-Filing on Court working days or take recourse to physical filing. No exemption from limitation shall be permitted on the ground of a failure of the web based on-line e-Filing facility.

(4) Provisions for limitation governing on-line e-Filing will be the same as those applicable to physical filing. The period of limitation for such actions will commence from the date when e-Filing is made as per the procedure prescribed in these Rules.

18. Inability to e-File.ô

- (a) The rights of the parties shall not be affected by an EFS failure.
- (b) When e-Filing is prevented by an EFS failure, an e-Filer may revert to conventional filing.
- (c) A technical failure, including a failure of the e-Filing system, will not extend the period of limitation. The e-Filer must ensure that a Document is timely filed to comply with limitation and, wherever necessary, the e-Filer must file the Document conventionally to meet the limitation.

(2) Technical failures,ô

- (a) If an e-Filer experiences a technical failure as defined herein, the e-Filer may file the Document conventionally. The official receiving Documents conventionally may require the Document to be accompanied by a CD-ROM, or any other storage media containing the Document in PDF or PDF/A format.

(4) **Unanticipated downtime** : When the e-Filing system is unexpectedly unable to accept filings continuously or intermittently for more than one hour, e-Filers will be notified of the problem by the posting of a notice of the problem on the Court's website.

20. Residuary provisions. The e-Filing made by an Advocate/litigant in person will be rejected if they do not follow the protocol mandated by these Rules or practice directions.

(Sd.) JAWAD AHMED,
Registrar General.

APPENDIX

1. Open the home page of e-Filing Portal in web browser using web address <https://efiling.ecourts.gov.in/jk>.
2. Login into the portal with the User-ID and Password provided to the registered users.

